

6. Ralph N. Marble, jr.
7. Henry C. Dinger.
8. Lyman A. Cotten.
9. Edward Woods.
10. Louis Shane.
11. Alexander N. Mitchell.
12. Edward W. McIntyre.
13. Frank L. Pinney.
14. William P. Cronan.
15. Ulysses S. Macy.
16. Zeno E. Briggs.
17. William T. Tarrant.
18. Walter B. Tardy.
19. William B. Wells.
20. Clarence A. Abele.
21. Thomas L. Johnson.
22. Yancey S. Williams.
23. Edward T. Constien.
24. George T. Pettengill.
25. John A. Schofield.
26. George C. Sweet.
27. Frank T. Evans.
28. Morris H. Brown.
29. David C. Hanrahan.
30. John F. Babcock.
31. John S. Graham.
32. Charles P. Nelson.
33. Walter G. Roper.

ASSAYER AND MELTER.

Daniel Kirby Pope, of North Carolina, to be assayer and melter of the United States assay office at Charlotte, N. C., to succeed William S. Clanton, resigned. This nomination is made to correct error in the name of Mr. Pope, who was nominated on the 16th day of February, 1903, as David Kirby Pope.

COLLECTOR OF CUSTOMS.

John C. Cline, of California, to be collector of customs for the district of Los Angeles, in the State of California. (Reappointment.)

SURVEYOR OF CUSTOMS.

George L. Godfrey, of Iowa, to be surveyor of customs for the port of Des Moines, in the State of Iowa, to succeed La Fayette Redmon, whose term of office will expire by limitation March 6, 1903.

Benjamin H. Barrows, of Nebraska, to be surveyor of customs for the port of Omaha, in the State of Nebraska, to succeed Cadet Taylor, whose term of office will expire by limitation March 6, 1903.

POSTMASTERS.

CONNECTICUT.

Wilbur W. Smith, to be postmaster at Seymour, in the county of New Haven and State of Connecticut, in place of Wilbur W. Smith. Incumbent's commission expires March 2, 1903.

KANSAS.

John H. Nichols, to be postmaster at Kiowa, in the county of Barber and State of Kansas, in place of John H. Nichols. Incumbent's commission expired January 27, 1903.

E. V. Peterson, to be postmaster at Norton, in the county of Norton and State of Kansas, in place of Frank M. Lockard. Incumbent's commission expired January 17, 1903.

MASSACHUSETTS.

John S. Fay, to be postmaster at Marlboro, in the county of Middlesex and State of Massachusetts, in place of John S. Fay. Incumbent's commission expired January 19, 1903.

MICHIGAN.

Charles B. Drake, to be postmaster at Lewiston, in the county of Montmorency and State of Michigan. Office became Presidential October 1, 1902.

MISSOURI.

William T. Elliott, to be postmaster at Houston, in the county of Texas and State of Missouri. Office became Presidential January 1, 1903.

Frederick B. Rauch, to be postmaster at Morehouse, in the county of New Madrid and State of Missouri. Office became Presidential January 1, 1903.

Frederick C. Sasse, to be postmaster at Brunswick, in the county of Chariton and State of Missouri, in place of Frederick C. Sasse. Incumbent's commission expired February 10, 1903.

William A. Ulery, to be postmaster at Elsberry, in the county of Lincoln and State of Missouri. Office became Presidential January 1, 1903.

NEW YORK.

Mortimer N. Cole, to be postmaster at Castile, in the county of Wyoming and State of New York, in place of Mortimer N. Cole. Incumbent's commission expires March 2, 1903.

NORTH DAKOTA.

Frederick L. Johnson, to be postmaster at Lakota, in the county of Nelson and State of North Dakota, in place of John S. Metcalf. Incumbent's commission expired February 14, 1903.

OREGON.

William B. Curtis, to be postmaster at Marshfield, in the county of Coos and State of Oregon, in place of William B. Curtis. Incumbent's commission expired January 13, 1903.

PENNSYLVANIA.

Windle W. Montgomery, to be postmaster at Bellefonte, in the county of Center and State of Pennsylvania, in place of Windle W. Montgomery. Incumbent's commission expired February 25, 1903.

Orrin Serfass, to be postmaster at Easton, in the county of Northampton and State of Pennsylvania, in place of Clarence N. Andrews. Incumbent's commission expired February 20, 1903.

TEXAS.

William J. Miller, to be postmaster at Hallettsville, in the county of Lavaca and State of Texas, in place of William J. Miller. Incumbent's commission expired January 13, 1903.

VERMONT.

Buel J. Derby, to be postmaster at Burlington, in the county of Chittenden and State of Vermont, in place of Buel J. Derby. Incumbent's commission expired February 15, 1903.

WISCONSIN.

Frank E. Hurd, to be postmaster at New Lisbon, in the county of Juneau and State of Wisconsin, in place of Frank E. Hurd. Incumbent's commission expires March 3, 1903.

CONFIRMATIONS.

Executive nominations confirmed by the Senate February 27, 1903.

PROMOTIONS IN THE NAVY.

Chief Engineer David Smith, United States Navy (retired), to be a chief engineer in the Navy, on the retired list, with the rank of rear-admiral, from the 3d day of March, 1899, in accordance with the provisions of an act of Congress approved February 5, 1903.

Lieut. William McCarty Little, United States Navy, retired, to be a captain in the Navy on the retired list, from the 21st day of February, 1903, in accordance with the provisions of an act of Congress approved February 21, 1903.

Midshipman John W. Woodruff, to be assistant naval constructor in the Navy from the 12th day of February, 1903.

UNITED STATES ATTORNEY.

Marcus C. McLemore, of Texas, to be United States attorney for the southern district of Texas.

MARSHAL.

Thomas F. McGourin, of Florida, to be United States marshal for the northern district of Florida.

COLLECTOR OF CUSTOMS.

John M. Holzendorf, of Georgia, to be collector of customs for the district of St. Marys, in the State of Georgia.

POSTMASTER.

TEXAS.

Harry Beck, to be postmaster at Hillsboro, in the county of Hill and State of Texas.

HOUSE OF REPRESENTATIVES.

FRIDAY, February 27, 1903.

[Continuation of legislative day of February 26, 1903.]

The House was called to order by the Speaker at 11 a. m.

The SPEAKER. The Chair lays before the House—

Mr. RICHARDSON of Tennessee. Mr. Speaker, I make the point of order that there is no quorum present, manifestly no quorum; and we can not transact important business, although we can turn members out, without it.

The SPEAKER. In the opinion of the Chair the point is well taken.

Mr. PAYNE. Mr. Speaker, I move a call of the House.

The question was taken; and a call of the House was ordered.

The SPEAKER. The officers will close the doors, the Sergeant-at-Arms will bring in absentees, and the Clerk will call the roll.

The roll was called, and the following members failed to respond to their names:

Babcock,	Brantley,	Connell,	Douglas,
Bellamy,	Bromwell,	Conry,	Dwight,
Belmont,	Burk, Pa.	Cooper, Wis.	Edwards,
Benton,	Burnett,	Corliss,	Evans,
Bingham,	Calderhead,	Cowherd,	Foerderer,
Blackburn,	Caldwell,	Davidson,	Fox,
Blakeney,	Cochran,	Davis, Fla.	Glass,

Glenn, Goldfogle, Gooch, Gordon, Graham, Green, Pa. Griffith, Griggs, Hanbury, Hildebrandt, Jackson, Md. Jett, Kahn, Kleberg, Knox,	Lamb, Lassiter, Lewis, Ga. Littauer, Little, McDermott, McLain, Maddox, Maynard, Meyer, La. Morrell, Naphen, Norton, Patterson, Pa. Patterson, Tenn.	Perkins, Pugsley, Ransdell, La. Rhea, Robertson, La. Robinson, Nebr. Rucker, Ruppert, Selby, Shackleford, Shafroth, Shelden, Skiles, Smith, Wm. Alden Southwick,	Spight, Stewart, N. J. Sutherland, Swann, Talbert, Thayer, Tompkins, N. Y. Vandiver, Wachter, Wadsworth, Wheeler, Wilson, Wooten, Young.
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The SPEAKER. Present, 257. A quorum is present. The doors will be opened.

Mr. UNDERWOOD. Mr. Speaker, I rise to a parliamentary inquiry.

The SPEAKER. The gentleman will state it.
Mr. UNDERWOOD. On yesterday I understood the gentleman from New York to state that the Agricultural appropriation bill had come to the House from the Senate. I rise to inquire what committee that bill has been referred to?

The SPEAKER. It has not been referred to a committee.
Mr. UNDERWOOD. I ask if, under the rules, it should not be referred to the Committee on Agriculture?

The SPEAKER. There is a certain discretion given to the Speaker, and he always has exercised it, to hold the appropriation bills for the usual custom of having them referred to a conference committee.

Mr. UNDERWOOD. The House having refused to give unanimous consent on yesterday to allow this bill to go to conference, I ask if it is not proper for the Speaker now to refer that bill to the Committee on Agriculture, so that it may proceed at once?

The SPEAKER. That was done with the Agricultural bill; unanimous consent was refused, but, exercising that discretion, the Chair in due time will attend to that unless the House votes to take some other course.

Mr. UNDERWOOD. Mr. Speaker, I move that the bill be referred to the Committee on Agriculture.

The SPEAKER. The Chair declines to recognize the gentleman to make that motion.

MESSAGE FROM THE SENATE.

A message from the Senate, by Mr. PLATT, one of its clerks, announced that the Senate had passed with amendments bill of the following title in which the concurrence of the House was requested:

H. R. 17202. An act making appropriations for sundry civil expenses of the Government for the fiscal year ending June 30, 1904, and for other purposes.

ENROLLED BILLS SIGNED.

The SPEAKER announced his signature to enrolled bill of the following title:

S. 4825. An act to provide for a union railroad station in the District of Columbia, and for other purposes.

LEVI L. REED.

The SPEAKER laid before the House the following message from the President of the United States:

To the House of Representatives:

I return herewith, without approval, House bill No. 10095, entitled "An act for the relief of Levi L. Reed."

The beneficiary of this bill was enlisted July 24, 1861, at Reading, Pa., and was discharged from Battery H, Fifth United States Artillery, July 24, 1864, at Nashville, Tenn., by expiration of service, a sergeant. He reenlisted July 20, 1864, for three years, in Troop H, Fifth United States Cavalry, deserted therefrom July 31, 1865, while a corporal, at Cumberland, Md., and never returned to his command. Through his attorney he was furnished a "deserter's release" on June 2, 1882, in view of the act of Congress, approved April 11, 1890, amending the one hundred and third article of war, so as to prescribe a limitation as to prosecution of the offense of desertion.

This action is regarded as releasing the soldier from service as well as protecting him from liability to apprehension and trial, so that, being no longer in the service, he can not be discharged therefrom. Finally, as he deserted from the military service while holding the rank of corporal, I do not regard him as deserving an honorable discharge.

THEODORE ROOSEVELT.

WHITE HOUSE, February 25, 1903.

The SPEAKER. The Clerk will also read the bill.

The Clerk read as follows:

Be it enacted, etc., That the Secretary of War be, and he is hereby, authorized and directed to issue an honorable discharge to Levi L. Reed, late of Company H, Fifth Regiment United States Cavalry, as of date July 31, 1865: Provided, That no pay, bounty, or other emoluments shall become payable by virtue of the passage of this act.

Mr. HULL. Mr. Speaker, I move that the veto message and the bill be referred to the Committee on Military Affairs, and on that I demand the previous question.

The question was taken, and on a division (demanded by Mr. HAY and others) there were—ayes 164, noes 87.

Mr. HAY. Mr. Speaker, I ask for the yeas and nays.
The yeas and nays were ordered.

The SPEAKER. The question is on ordering the previous question on the motion of the gentleman from Iowa [Mr. HULL], to refer this veto message, with the accompanying bill, to the Committee on Military Affairs.

The question was taken; and there were—yeas 160, nays 104, answered "present" 12, not voting 75; as follows:

YEAS—160.

Acheson, Adams, Alexander, Allen, Me. Aplin, Ball, Del. Bartholdt, Bates, Beidler, Bishop, Blackburn, Boreing, Boutell, Bowersock, Brandegge, Brick, Bristow, Brown, Brownlow, Bull, Burk, Pa. Burke, S. Dak. Burkett, Burleigh, Burton, Butler, Caldwell, Cannon, Capron, Cassel, Conner, Combs, Cousins, Cromer, Crumppacker, Currier, Curtis, Cushman, Dahle, Dalzell,	Darragh, Deemer, Dick, Douglas, Dovener, Draper, Driscoll, Dwight, Eddy, Emerson, Esch, Fletcher, Fordney, Foss, Foster, Vt. Fowler, Gaines, W. Va. Gardner, Mass. Gardner, Mich. Gardner, N. J. Gibson, Gill, Gillett, N. Y. Gillett, Mass. Graff, Greene, Mass. Grosvenor, Grow, Hamilton, Haskins, Haugen, Heatwole, Hedge, Hemenway, Henry, Conn. Heppburn, Hildebrandt, Hill, Hitt, Howell,	Hughes, Hull, Irwin, Jack, Jackson, Md. Jones, Wash. Joy, Ketcham, Knapp, Kyle, Lacey, Landis, Lawrence, Lessler, Lewis, Pa. Littauer, Littlefield, Long, Loudenslager, Lovering, McCall, McCleary, McLachlan, Mahon, Marshall, Martin, Mercer, Miller, Minor, Mondell, Moody, Morgan, Morris, Moss, Mudd, Needham, Nevin, Olmsted, Otjen, Overstreet,	Palmer, Parker, Patterson, Pa. Payne, Pearre, Perkins, Powers, Me. Powers, Mass. Reeves, Roberts, Schirm, Scott, Shattuc, Shelden, Showalter, Sibley, Smith, Ill. Smith, Iowa Smith, H. C. Smith, S. W. Southard, Southwick, Sperry, Steele, Stevens, Minn. Stewart, N. Y. Storm, Sulloway, Tawney, Taylor, Ohio Thomas, Iowa Tompkins, Ohio Van Voorhis, Wadsworth, Wagoner, Wanger, Warner, Warnock, Woods, Wright.
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NAYS—104.

Adamson, Allen, Ky. Bankhead, Bartlett, Billmeyer, Bowie, Breazeale, Broussard, Brundidge, Burgess, Burleson, Candler, Clark, Clayton, Cooney, Cooper, Tex. Cowherd, Creamer, Crowley, Davis, Fla. De Armond, Dinsmore, Elliott, Finley, Fitzgerald, Flanagan,	Fleming, Flood, Fox, Gaines, Tenn. Gilbert, Goldfogle, Gooch, Gordon, Griggs, Henry, Tex. Hooker, Howard, Johnson, Jones, Va. Kehoe, Kern, Kitchin, Claude Kitchin, Wm. W. Klutz, Lamb, Lester, Lever, Lindsay, Little, Livingston, Lloyd,	McAndrews, McClellan, McCulloch, McRae, Mahoney, Mickey, Miers, Ind. Moon, Mutchler, Neville, Newlands, Padgett, Pierce, Pou, Pugsley, Randall, Tex. Reid, Rhea, Richardson, Ala. Richardson, Tenn. Rixey, Robb, Robertson, La. Robinson, Ind. Rucker, Russell,	Ryan, Scarborough, Shackleford, Sheppard, Sims, Smith, Ky. Snodgrass, Snook, Sparkman, Stark, Stephens, Tex. Sulzer, Swanson, Tate, Taylor, Ala. Thomas, N. C. Thompson, Trimble, Underwood, Vandiver, White, Wiley, Williams, Ill. Williams, Miss. Wilson, Zenor.
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ANSWERED "PRESENT"—12.

Bell, Cassingham, Dayton,	Foster, Ill. Holliday, Kahn,	Mann, Metcalf, Morrell,	Prince, Sherman, Tirrell.
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NOT VOTING—75.

Rabcock, Ball, Tex. Barney, Bellamy, Belmont, Benton, Bingham, Blakeney, Brantley, Burnett, Calderhead, Cochran, Connell, Conry, Cooper, Wis. Corliss, Davey, La. Davidson,	Dougherty, Edwards, Evans, Feely, Foerderer, Glass, Glenn, Graham, Green, Pa. Griffith, Hanbury, Hay, Henry, Miss. Hopkins, Jackson, Kans. Jenkins, Jett, Kleberg, Knox,	Lassiter, Latimer, Lewis, Ga. Loud, McDermott, McLain, Maddox, Maynard, Meyer, La. Naphen, Norton, Patterson, Tenn. Ransdell, La. Reeder, Robinson, Nebr. Ruppert, Selby, Shafroth, Shallenberger,	Skiles, Slayden, Small, Smith, Wm. Alden Spight, Stewart, N. J. Sutherland, Swann, Talbert, Thayer, Tompkins, N. Y. Vreeland, Wachter, Watson, Weeks, Wheeler, Wooten, Young.
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So the previous question was ordered.

The following pairs were announced:

Until further notice:

Mr. GRAHAM with Mr. WOOTEN.

Mr. CORLISS with Mr. LASSITER.

Mr. YOUNG with Mr. BENTON.
 Mr. BINGHAM with Mr. BRANTLEY.
 Mr. STEWART of New Jersey with Mr. SPIGHT.
 Mr. TOMPKINS of New York with Mr. TALBERT.
 Until Monday next:
 Mr. SUTHERLAND with Mr. FOSTER of Illinois.
 For the balance of this day:
 Mr. FOERDERER with Mr. McLAIN.
 Mr. COOPER of Wisconsin with Mr. GLASS.
 Mr. HANBURY with Mr. MAYNARD.
 Mr. KNOX with Mr. NAPHEN.
 On this vote:
 Mr. DAVIDSON with Mr. LEWIS of Georgia.
 Mr. BARNEY with Mr. DOUGHTERY.
 Mr. WACHTER with Mr. FEELY.
 Mr. BABCOCK with Mr. BALL of Texas.
 Mr. WM. ALDEN SMITH with Mr. SWANN.
 Mr. HOPKINS with Mr. THAYER.
 Mr. JENKINS with Mr. SHALLENBERGER.
 Mr. WATSON with Mr. COCHRAN.
 Mr. WEEKS with Mr. RANDELL of Louisiana.
 Mr. VREELAND with Mr. MADDOX.

The result of the vote was announced as above stated.

The SPEAKER. The question is now on the motion of the gentleman from Iowa [Mr. HULL], to refer the veto message, with the accompanying bill, to the Committee on Military Affairs.

The question having been put,

The SPEAKER. The ayes appear to have it.

Mr. HAY. I call for a division.

Mr. HULL. I ask for the yeas and nays.

The yeas and nays were ordered.

The question was taken; and there were—yeas 194, nays 58, answered "present" 13, not voting 86; as follows:

YEAS—194.

Acheson,	Driscoll,	Kitchin, Claude	Reeder,
Adams,	Dwight,	Kitchin, Wm. W.	Reeves,
Alexander,	Eddy,	Knapp,	Richardson, Ala.
Allen, Me.	Emerson,	Kyle,	Richardson, Tenn.
Aplin,	Eech,	Lacey,	Robb,
Ball, Del.	Feely,	Landis,	Roberts,
Bartholdt,	Fitzgerald,	Lawrence,	Robinson, Ind.
Bates,	Fletcher,	Lessier,	Russell,
Beidler,	Flood,	Lewis, Pa.	Ryan,
Billmeyer,	Fordney,	Littauer,	Schirm,
Bishop,	Foss,	Littlefield,	Scott,
Blackburn,	Foster, Vt.	Lloyd,	Shallenberger,
Blakeney,	Gaines, W. Va.	Long,	Shattuc,
Boreing,	Gardner, Mass.	Loving,	Shelden,
Bowersock,	Gardner, Mich.	McCall,	Sheppard,
Bowie,	Gardner, N. J.	McCleary,	Sibley,
Brandegge,	Gibson,	McClellan,	Smith, Ill.
Brick,	Gillet, N. Y.	McLachlan,	Smith, Iowa
Bristow,	Gillet, Mass.	Mahon,	Smith, H. C.
Brown,	Goldfogle,	Marshall,	Smith, S. W.
Brownlow,	Gordon,	Martin,	Southard,
Burk, Pa.	Gordon,	Mercer,	Southwick,
Burke, S. Dak.	Graft,	Mickey,	Sperry,
Burkett,	Greene, Mass.	Miers, Ind.	Stark,
Burleigh,	Grosvenor,	Miller,	Stewart, N. Y.
Burton,	Grow,	Minor,	Storm,
Butler,	Hamilton,	Mondell,	Sulloway,
Cannon,	Haskins,	Moody,	Swanson,
Capron,	Haugen,	Morgan,	Tate,
Cassel,	Hay,	Morris,	Tawney,
Conner,	Heatwole,	Moss,	Taylor, Ohio
Cooper, Wis.	Hedge,	Mudd,	Thomas, Iowa
Cousins,	Hemenway,	Needham,	Thomas, N. C.
Cromer,	Henry, Conn.	Nevin,	Tompkins, Ohio
Crumpacker,	Henry, Tex.	Olsted,	Underwood,
Currier,	Hepburn,	Otjen,	Van Voorhis,
Curtis,	Hildebrandt,	Overstreet,	Vreeland,
Cushman,	Hill,	Padgett,	Wachter,
Dable,	Hitt,	Palmer,	Wadsworth,
Dalzell,	Holliday,	Parker,	Wagoner,
Darragh,	Hull,	Patterson, Pa.	Warner,
Davey, La.	Hull,	Patterson, Tenn.	Warnock,
De Armond,	Irwin,	Payne,	Watson,
Deemer,	Jackson, Md.	Pearre,	Weeks,
Dick,	Jenkins,	Perkins,	Woods,
Dougherty,	Kahn, Wash.	Powers, Me.	Wright,
Douglas,	Kern,	Powers, Mass.	Young,
Dovener,	Ketcham,	Pugsley,	
Draper,			

NAYS—58.

Adamson,	Fleming,	Lindsay,	Slayden,
Allen, Ky.	Fox,	Livingston,	Smith, Ky.
Bankhead,	Gaines, Tenn.	McRae,	Snodgrass,
Benton,	Gilbert,	Madrox,	Snook,
Breazeale,	Gooch,	Maynard,	Stephens, Tex.
Broussard,	Hooker,	Moon,	Sulzer,
Brundidge,	Howard,	Mutchler,	Taylor, Ala.
Burgess,	Johnson,	Neville,	Thompson,
Burleson,	Jones, Va.	Newlands,	Trimble,
Candler,	Kehoe,	Randell, Tex.	Wiley,
Clark,	Kluttz,	Reid,	Williams, Ill.
Clayton,	Lamb,	Rhea,	Williams, Miss.
Cowherd,	Latimer,	Scarborough,	Zenor.
Dinsmore,	Lester,	Shackelford,	
Flanagan,	Lever,	Sims,	

ANSWERED "PRESENT"—13.

Boutell,	Glass,	Lassiter,	Tirrell.
Cassingham,	Jack,	Prince,	
Dayton,	Joy,	Rucker,	
Foster, Ill.	Mann,	Sherman,	

NOT VOTING—86.

Babcock,	Crowley,	Lassiter,	Showalter,
Ball, Tex.	Davidson,	Lewis, Ga.	Skiles,
Barney,	Davis, Fla.	Little,	Small,
Bartlett,	Edwards,	Loud,	Smith, Wm. Alden
Bell,	Elliott,	Loudenslager,	Sparkman,
Belamy,	Evans,	McAndrews,	Spight,
Belmont,	Finley,	McCulloch,	Steele,
Bingham,	Foerderer,	McDermott,	Stevens, Minn.
Brantley,	Fowler,	McLain,	Stewart, N. J.
Bromwell,	Glenn,	Mahoney,	Sutherland,
Bull,	Graham,	Meyer, La.	Swann,
Burnett,	Green, Pa.	Morrell,	Talbert,
Calderhead,	Griffith,	Naphe,	Thayer,
Caldwell,	Griggs,	Norton,	Tompkins, N. Y.
Cochran,	Hanbury,	Pou,	Vandiver,
Connell,	Henry, Miss.	Ransdell, La.	Wanger,
Conry,	Hopkins,	Rixey,	Wheeler,
Coombs,	Hughes,	Robertson, La.	White,
Cooney,	Jackson, Kans.	Robinson, Nebr.	Wilson,
Cooper, Tex.	Jett,	Ruppert,	Wooten.
Corliss,	Kleberg,	Selby,	
Creamer,	Knox,	Shafroth,	

So the veto message and the accompanying bill were referred to the Committee on Military Affairs.

The following additional pairs were announced:

For this vote:

Mr. CALDERHEAD with Mr. CALDWELL.

Mr. BABCOCK with Mr. COOPER of Texas.

Mr. HOPKINS with Mr. ROBERTSON of Louisiana.

Until Monday:

Mr. JACK with Mr. FINLEY.

The result of the vote was announced as above recorded.

MESSAGE FROM THE SENATE.

A message from the Senate, by Mr. PARKINSON, its reading clerk, announced that the Senate had agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 15804) making appropriations for the current and contingent expenses of the Indian Department, and for fulfilling treaty stipulations with various Indian tribes, for the fiscal year ending June 30, 1904, and for other purposes.

ENROLLED BILLS SIGNED.

Mr. WACHTER, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled bills of the following titles; when the Speaker signed the same:

H. R. 8023. An act granting an increase of pension to John Downing;

H. R. 12638. An act granting an increase of pension to John W. Day;

H. R. 14439. An act granting an increase of pension to Franklin Peale;

H. R. 11122. An act granting an increase of pension to John W. Copley;

H. R. 11020. An act granting an increase of pension to Oliver P. Alabach;

H. R. 1274. An act granting an increase of pension to Mary E. Fleming;

H. R. 5281. An act granting an increase of pension to Patrick Mahan;

H. R. 5960. An act granting an increase of pension to Lambert Johnston;

H. R. 6876. An act granting an increase of pension to Thomas B. Faught;

H. R. 6719. An act granting an increase of pension to John H. Hall;

H. R. 7895. An act granting an increase of pension to Sarah Bowen;

H. R. 7760. An act granting an increase of pension to Thomas Graham;

H. R. 15403. An act granting an increase of pension to Milton C. Norton;

H. R. 15431. An act granting an increase of pension to Elias Simpson;

H. R. 15618. An act granting an increase of pension to William O. Boughton;

H. R. 15696. An act granting an increase of pension to Milton D. Wells;

H. R. 16374. An act granting an increase of pension to Alonzo S. Bowden;

H. R. 8165. An act granting an increase of pension to Oscar M. Peck;

H. R. 14235. An act granting an increase of pension to George White;

- H. R. 14027. An act granting an increase of pension to Thomas J. Winfrey;
 H. R. 12492. An act granting an increase of pension to Callie West;
 H. R. 700. An act granting an increase of pension to Eben Slawson;
 H. R. 6617. An act granting an increase of pension to Hugh Cool;
 H. R. 6593. An act granting an increase of pension to Harry L. Graham;
 H. R. 12021. An act granting an increase of pension to Anson Lewis;
 H. R. 6470. An act granting an increase of pension to Shepherd H. King;
 H. R. 14217. An act granting an increase of pension to George M. Smith;
 H. R. 13046. An act granting an increase of pension to Joseph H. Ludlum;
 H. R. 13634. An act granting an increase of pension to Helen Olivia Leckie;
 H. R. 13323. An act granting an increase of pension to Mary E. Barger;
 H. R. 14091. An act granting a pension to Charles A. Warrick;
 H. R. 4925. An act granting a pension to Joel Thomason;
 H. R. 6969. An act granting a pension to Visa C. Morrill;
 H. R. 16696. An act granting an increase of pension to Freling H. Amick;
 H. R. 15733. An act granting an increase of pension to Martin G. Cole;
 H. R. 15674. An act granting an increase of pension to John A. T. McPherson;
 H. R. 16351. An act granting an increase of pension to Austin P. Merrell;
 H. R. 16313. An act granting an increase of pension to James L. Davenport, alias Dexter Davis;
 H. R. 16210. An act granting an increase of pension to John C. Collahan;
 H. R. 15423. An act granting an increase of pension to Stephen B. Morehouse;
 H. R. 15422. An act granting an increase of pension to John Mesgrove;
 H. R. 15362. An act granting an increase of pension to Grace Harrington;
 H. R. 15186. An act granting an increase of pension to Isaac J. Nichols;
 H. R. 14758. An act granting an increase of pension to Mary A. Talbott;
 H. R. 2787. An act granting an increase of pension to Cornelia S. Ribble;
 H. R. 1257. An act granting an increase of pension to James F. Campbell;
 H. R. 4952. An act granting a pension to Abner D. Rutherford;
 H. R. 15842. An act granting a pension to Mary H. Talcott;
 H. R. 15636. An act granting a pension to Matilda Tunison;
 H. R. 7844. An act granting a pension to Alonzo Pendland;
 H. R. 7710. An act granting a pension to Margaret Scanlon;
 H. R. 7387. An act granting a pension to Ellen D. Campbell;
 H. R. 12771. An act granting a pension to William Kenny;
 H. R. 8005. An act granting a pension to Samantha A. Newcomb;
 H. R. 2612. An act granting a pension to Mary J. Goodrich;
 H. R. 12611. An act granting a pension to Alexander J. Thompson;
 H. R. 3261. An act granting a pension to George R. Grubaugh;
 H. R. 15962. An act granting a pension to Catharine T. R. Matthews;
 H. R. 10869. An act granting an increase of pension to Michael K. Strayer;
 H. R. 8314. An act granting an increase of pension to Joseph A. Kauffman;
 H. R. 8711. An act granting an increase of pension to William C. Crawford;
 H. R. 8812. An act granting an increase of pension to Henry Staff;
 H. R. 9154. An act granting an increase of pension to Lillie V. Ball;
 H. R. 9491. An act granting an increase of pension to John W. Brattain;
 H. R. 10922. An act granting an increase of pension to Joseph Feldhausen;
 H. R. 9570. An act granting an increase of pension to Isaac Gabrion;
 H. R. 3353. An act granting an increase of pension to John H. Kehn;
 H. R. 3265. An act granting an increase of pension to Henry Pensinger;
 H. R. 659. An act granting an increase of pension to Winfield Pierce;
 H. R. 13705. An act granting an increase of pension to Mary Ann Garrison;
 H. R. 13316. An act granting an increase of pension to Benjamin F. Olcott;
 H. R. 12841. An act granting an increase of pension to William King;
 H. R. 1272. An act granting an increase of pension to Joseph S. Chilcoat;
 H. R. 3213. An act granting an increase of pension to Belle L. Spaulding;
 H. R. 16996. An act granting an increase of pension to John Bougher;
 H. R. 16754. An act granting an increase of pension to Benjamin F. Hughes;
 H. R. 16785. An act granting an increase of pension to Collins W. Wight;
 H. R. 16786. An act granting an increase of pension to John C. Sautter;
 H. R. 16787. An act granting an increase of pension to Richard G. Hanscom;
 H. R. 16856. An act granting an increase of pension to John Burke;
 H. R. 15038. An act granting an increase of pension to Lucy T. Churchill;
 H. R. 16073. An act granting an increase of pension to John H. Smith;
 H. R. 15746. An act granting an increase of pension to Daniel R. Lucas;
 H. R. 15735. An act granting an increase of pension to John H. Wheeler;
 H. R. 1422. An act granting an increase of pension to Sarah E. Merritt;
 H. R. 13723. An act granting an increase of pension to Oliver C. Jackson;
 H. R. 11739. An act granting an increase of pension to Samuel N. Northway;
 H. R. 833. An act granting an increase of pension to George H. Van Deusen;
 H. R. 9912. An act granting an increase of pension to Matilda Smith;
 H. R. 16929. An act granting an increase of pension to William H. Trites;
 H. R. 1637. An act granting an increase of pension to John A. Spalding;
 H. R. 17110. An act granting an increase of pension to Robert A. Tracy;
 H. R. 17119. An act granting an increase of pension to James Flanagan;
 H. R. 17179. An act granting an increase of pension to Christopher G. Divers;
 H. R. 17298. An act granting an increase of pension to Clara E. Smith;
 H. R. 17303. An act granting an increase of pension to Abraham W. Huffman;
 H. R. 2911. An act granting a pension to Charles M. Walker;
 H. R. 16697. An act granting a pension to Ellen Johnson;
 H. R. 17305. An act granting a pension to Philander H. Graves;
 H. R. 16391. An act granting a pension to Ella F. Shandrew;
 H. R. 16859. An act granting a pension to Florence M. Stout;
 H. R. 16476. An act granting a pension to Catherine Rayel;
 H. R. 16344. An act granting a pension to Lucinda Lawrence;
 H. R. 13612. An act granting a pension to Margaret Bell;
 H. R. 14788. An act granting an increase of pension to Frank E. Hills;
 H. R. 14475. An act granting an increase of pension to David E. Lawton;
 H. R. 16212. An act granting an increase of pension to Sanders W. Johnston;
 H. R. 15730. An act granting an increase of pension to Hans A. Grove;
 H. R. 15721. An act granting an increase of pension to Walter A. Porter;
 H. R. 15404. An act granting an increase of pension to William M. Hattery;
 H. R. 15387. An act granting an increase of pension to Lott Van Nordstrand;
 H. R. 7510. An act granting an increase of pension to Edward M. Gammon;
 H. R. 6101. An act granting an increase of pension to Amanda E. McQuiddy;
 H. R. 5876. An act granting an increase of pension to Jacob E. Richards;
 H. R. 5446. An act granting an increase of pension to James M. Travis;

H. R. 4066. An act granting an increase of pension to Philip Krohn;
 H. R. 11428. An act granting an increase of pension to Plummer Lewis;
 H. R. 11075. An act granting an increase of pension to Albert J. Hart;
 H. R. 11625. An act granting an increase of pension to Alexander H. Taylor;
 H. R. 14236. An act granting an increase of pension to William C. Chatfield;
 H. R. 12603. An act granting an increase of pension to Amanda Burke;
 H. R. 1062. An act granting an increase of pension to Elias P. Stearns;
 H. R. 9799. An act granting an increase of pension to Mary Murphy;
 H. R. 6442. An act granting an increase of pension to Sarah E. Gifford;
 H. R. 13945. An act granting an increase of pension to Edward T. Durant;
 H. R. 13772. An act granting an increase of pension to Marcus L. Vermillion;
 H. R. 2264. An act granting an increase of pension to George H. Higgins;
 H. R. 13793. An act granting an increase of pension to Solomon A. Alexander;
 H. R. 12382. An act granting an increase of pension to William Sands;
 H. R. 14361. An act granting an increase of pension to Joseph M. Alexander;
 H. R. 11616. An act granting an increase of pension to Isaac Harris;
 H. R. 11189. An act granting an increase of pension to Jennie M. Gilbert;
 H. R. 4632. An act granting an increase of pension to William P. Rhodes;
 H. R. 5010. An act granting an increase of pension to James W. Pace;
 H. R. 6127. An act granting an increase of pension to Catherine P. McLorinen;
 H. R. 7312. An act granting an increase of pension to James Curley;
 H. R. 7736. An act granting an increase of pension to Albert W. Allen;
 H. R. 7308. An act granting an increase of pension to Mary Morley;
 H. R. 7832. An act granting an increase of pension to Elizabeth Lister;
 H. R. 14930. An act granting an increase of pension to William H. Houseal;
 H. R. 15440. An act granting an increase of pension to John Fullerton;
 H. R. 16538. An act granting an increase of pension to William W. Downs; and
 H. R. 16201. An act granting an increase of pension to Jeffrey Hufford.

CONTESTED-ELECTION CASE OF WAGONER AGAINST BUTLER.

Mr. FLEMING. Mr. Speaker—
 Mr. DALZELL. Mr. Speaker—
 The SPEAKER. The gentleman from Pennsylvania.
 Mr. FLEMING. Mr. Speaker, I rise to a question of the highest privilege.
 The SPEAKER. The gentleman will state it.
 Mr. FLEMING. I send a resolution to the Clerk's desk, which I will ask to have read.
 The Clerk read as follows:

Whereas it appears from the CONGRESSIONAL RECORD of February 23, 1903, that by actual count and announcement by the Speaker pro tempore a quorum of the House was not present when the resolutions were voted upon declaring that James J. Butler was not elected, and that GEORGE C. R. WAGONER was duly elected, a Representative in the Fifty-seventh Congress from the Twelfth Missouri District, and that the point of no quorum was duly raised upon the vote on each of said resolutions, and that the same in each instance was overruled by the Speaker pro tempore in violation of the Constitution, the rules of the House, and the practice of all parliamentary bodies:

Resolved, That the announcement by the Speaker pro tempore that said resolutions were adopted was in fact untrue, and that said James J. Butler is still entitled to his seat in this House, and that the said GEORGE C. R. WAGONER is not now entitled to the same.

Mr. PAYNE. Mr. Speaker, I move to lay the resolution on the table.

Mr. FLEMING. Mr. Speaker, I have the floor.

The SPEAKER. This motion is clearly one that a member of the House has a right to make, and it intervenes as a preferential motion.

Mr. FLEMING. But I did not yield the floor.

The SPEAKER. The question is on the motion of the gentleman from New York to lay the resolution on the table.

The question was taken, and the Speaker announced that the ayes appeared to have it.

Mr. FLEMING. Mr. Speaker, I demand the yeas and nays.

The yeas and nays were ordered.

The question was taken; and there were—yeas 161, nays 109, answered "present" 9, not voting 72, as follows:

YEAS—161.

Acheson,	Deemer,	Irwin,	Patterson, Pa.
Adams,	Dick,	Jackson, Md.	Payne,
Alexander,	Douglas,	Jenkins,	Pearce,
Allen, Mo.	Dovener,	Jones, Wash.	Powers, Me.
Aplin,	Draper,	Joy,	Powers, Mass.
Ball, Del.	Driscoll,	Kahn,	Reeders,
Bartholdt,	Dwight,	Ketcham,	Reeves,
Bates,	Eddy,	Knapp,	Roberts,
Bishop,	Esch,	Kyle,	Schirm,
Blackburn,	Fletcher,	Lacey,	Scott,
Blakeney,	Fordney,	Landis,	Shattuc,
Boreing,	Foss,	Lawrence,	Shelden,
Boutell,	Foster, Vt.	Lessler,	Showalter,
Bowersock,	Fowler,	Lewis, Pa.	Sibley,
Brandegree,	Gaines, W. Va.	Littaner,	Smith, Iowa
Brick,	Gardner, Mass.	Littlefield,	Smith, H. C.
Bristow,	Gardner, Mich.	Long,	Smith, S. W.
Brown,	Gardner, N. J.	Loud,	Southard,
Brownlow,	Gibson,	Loudenslager,	Southwick,
Burk, Pa.	Gill,	Lovering,	Sperry,
Burke, S. Dak.	Gillet, N. Y.	McCall,	Steele,
Burkett,	Gillett, Mass.	McClary,	Stevens, Minn.
Burleigh,	Graft,	McLachlan,	Sullivan,
Burton,	Greene, Mass.	Mahon,	Tawney,
Butler,	Grosvenor,	Marshall,	Taylor, Ohio
Calderhead,	Grow,	Martin,	Thomas, Iowa
Cannon,	Hamilton,	Mercer,	Tompkins, Ohio
Capron,	Hanbury,	Miller,	Van Voorhis,
Cassel,	Haskins,	Minor,	Wachter,
Conner,	Haugen,	Mondell,	Wadsworth,
Coombs,	Heatwole,	Moody, Oreg.	Wanger,
Cooper, Wis.	Hedge,	Morgan,	Warner,
Cousins,	Hemenway,	Moss,	Warnock,
Cromer,	Henry, Conn.	Mudd,	Watson,
Crumpacker,	Hildebrandt,	Needham,	Weeks,
Currier,	Hill,	Nevin,	Woods,
Curtis,	Hitt,	Olsted,	Wright,
Cushman,	Holliday,	Otjen,	Young.
Dahle,	Howell,	Overstreet,	
Dalzell,	Hughes,	Palmer,	
Darragh,	Hull,	Parker,	

NAYS—109.

Adamson,	Flood,	McCulloch,	Shackleford,
Allen, Ky.	Foster, Ill.	McLain,	Sheppard,
Bankhead,	Gaines, Tenn.	McRae,	Sims,
Bartlett,	Gilbert,	Maddox,	Slayden,
Benton,	Goldfogle,	Mahoney,	Small,
Billmeyer,	Gooch,	Mickers,	Smith, Ky.
Bowie,	Gordon,	Miers, Ind.	Snodgrass,
Breazale,	Hay,	Moon,	Snook,
Broussard,	Hooker,	Mutcher,	Sparkman,
Brundidge,	Howard,	Neville,	Stark,
Burgess,	Jackson, Kans.	Padgett,	Stephens, Tex.
Burleson,	Johnson,	Patterson, Tenn.	Sulzer,
Candler,	Jones, Va.	Pierce,	Swann,
Clark,	Kehoe,	Pou,	Tate,
Cooney,	Kitchin, Claude	Pugsley,	Taylor, Ala.
Cooper, Tex.	Kitchin, Wm. W.	Randell, Tex.	Thomas, N. C.
Cowherd,	Kluttz,	Reid,	Thompson,
Crowley,	Lamb,	Rhea,	Trimble,
Davey, La.	Latimer,	Richardson, Ala.	Underwood,
Davis, Fla.	Lester,	Richardson, Tenn.	Vandiver,
De Armond,	Lever,	Rixey,	White,
Dinsmore,	Lewis, Ga.	Robb,	Wiley,
Dougherty,	Lindsay,	Robertson, La.	Williams, Ill.
Elliott,	Little,	Robinson, Ind.	Wilson,
Feely,	Livingston,	Rucker,	Zenor.
Fitzgerald,	Lloyd,	Russell,	
Flanagan,	McAndrews,	Ryan,	
Fleming,	McClellan,	Scarborough,	

ANSWERED "PRESENT" 9.

Cassingham,	Mann,	Morrell,	Sherman,
Dayton,	Metcalf,	Prince,	Tirrell.
Jack,			

NOT VOTING 72.

Babcock,	Creamer,	Jett,	Shallenberger,
Ball, Tex.	Davidson,	Kern,	Skiles,
Barney,	Edwards,	Kleberg,	Smith, Ill.
Beidler,	Emerson,	Knox,	Smith, Wm. Alden
Bell,	Evans,	Lassiter,	Spight,
Bellamy,	Finley,	McDermott,	Stewart, N. J.
Belmont,	Foerderer,	Maynard,	Stewart, N. Y.
Bingham,	Fox,	Meyer, La.	Storm,
Brantley,	Glass,	Morris,	Sutherland,
Bromwell,	Glenn,	Naphen,	Swanson,
Bull,	Graham,	Newlands,	Talbot,
Burnett,	Green, Pa.	Norton,	Thayer,
Caldwell,	Griffith,	Perkins,	Tompkins, N. Y.
Clayton,	Griggs,	Ransdell, La.	Vreeland,
Cochran,	Henry, Miss.	Robinson, Nebr.	Wagoner,
Connell,	Henry, Tex.	Ruppert,	Wheeler,
Conry,	Hepburn,	Selby,	Williams, Miss.
Corliss,	Hopkins,	Shafroth,	Wooten.

So the resolution was laid on the table.

Mr. BEIDLER. Mr. Speaker, I desire to vote.

The SPEAKER. Was the gentleman in his seat and listening when his name was called, and did he fail to hear it?

Mr. BEIDLER. I was not. I was absent.

The SPEAKER. The gentleman can not vote.

The following additional pairs were announced:
Until further notice:

Mr. FOERDERER with Mr. COCHRAN.

On this vote:

Mr. BARNEY with Mr. SWANSON.

Mr. MORRIS with Mr. GLASS.

Mr. CONNER with Mr. ROBINSON of Nebraska.

Mr. STORM with Mr. HENRY of Mississippi.

Mr. BABCOCK with Mr. CLAYTON.

Mr. HOPKINS with Mr. GLASS.

Mr. WM. ALDEN SMITH with Mr. HENRY of Texas.

The result of the vote was announced as above recorded.

SUNDRY CIVIL APPROPRIATION BILL.

Mr. CANNON. Mr. Speaker, I ask unanimous consent to take from the Speaker's table the sundry civil appropriation bill, with the Senate amendments, and to disagree to the Senate amendments and ask a conference with the Senate.

The SPEAKER. The gentleman from Illinois, chairman of the Committee on Appropriations, asks unanimous consent to take from the Speaker's table the sundry civil appropriation bill, and disagree to all the amendments of the Senate and ask for a conference. Is there objection?

Mr. RICHARDSON of Tennessee. Mr. Speaker, reserving the right to object, I make a parliamentary inquiry. Under the rules of this Republican House, does not this bill go to the Committee on Appropriations?

The SPEAKER. The Chair has answered that question once before, in reply to the gentleman from Alabama—

Mr. RICHARDSON of Tennessee. I respectfully make that inquiry.

The SPEAKER (continuing). And will answer it again to the gentleman from Tennessee. It has been the long-recognized custom of the House that there was a certain degree of latitude or discretion lodged in the presiding officer as to when an appropriation bill should be referred, and this bill has just come over from the Senate.

Mr. RICHARDSON of Tennessee. I am satisfied of that, Mr. Speaker; but under the rule now, I ask—under the Republican rules of the Republican House—if this bill does not properly go to the Committee on Appropriations?

The SPEAKER. Has the gentleman finished his question?

Mr. RICHARDSON of Tennessee. I have now. I had not when the Chair rapped.

The SPEAKER. All of the rules of this Republican House have been and are being sacredly enforced.

Mr. RICHARDSON of Tennessee. Why, certainly!

The SPEAKER. And will be to the end of this Congress.

Mr. RICHARDSON of Tennessee. Mr. Speaker, that is all I ask, that the rule be enforced, and I ask for the regular order, and the enforcement of Republican rules.

The SPEAKER. Is there objection?

Mr. ZENOR. I object.

The SPEAKER. Objection is made, and the request of the gentleman from Illinois is denied.

Mr. RICHARDSON of Tennessee. We ask you to enforce your rules; that is all.

COMMERCE AND LABOR APPROPRIATION BILL.

Mr. HEMENWAY, from the Committee on Appropriations, reported a bill (H. R. 17520) making appropriations for the Department of Commerce and Labor for the fiscal years 1903 and 1904, which was read a first and second time, and, with the accompanying report, ordered to be printed and referred to the Committee of the Whole House on the state of the Union.

Mr. UNDERWOOD. Mr. Speaker, I desire to reserve all points of order.

The SPEAKER. The gentleman from Alabama reserves all points of order on the appropriation bill just reported by the gentleman from Indiana from the Committee on Appropriations.

ORDER OF BUSINESS.

Mr. DALZELL. Mr. Speaker, I present a privileged report.

The SPEAKER. The Clerk will read the privileged report.

The Clerk read as follows:

The Committee on Rules, to whom was referred the resolutions of the House numbered 468 and 470, have had the same under consideration, and report the following in lieu thereof, with the recommendation that it do pass:

"Resolved, That immediately upon the adoption of this rule, and at any time thereafter during the remainder of this session, it shall be in order to take from the Speaker's table any general appropriation bill returned with Senate amendments, and such amendments having been read, the question shall be at once taken without debate or intervening motion on the following question: 'Will the House disagree to said amendments en bloc and ask a conference with the Senate?' And if this motion shall be decided in the affirmative, the Speaker shall at once appoint the conferees, without the intervention of any motion. If the House shall decide said motion in the negative, the effect of said vote shall be to agree to the said amendments."

"And further, For the remainder of this session the motion to take a recess shall be a privileged motion and take precedence of the motion to adjourn."

[Applause on the Republican side.]

The SPEAKER. The gentleman from Pennsylvania.

Mr. DALZELL. Mr. Speaker, the gentleman from Illinois [Mr. CANNON], chairman of the Committee on Appropriations, has just asked of the House the right to take from the Speaker's table the sundry civil appropriation bill, with the Senate amendments, and send it to conference—a request for unanimous consent that I venture to say never in the history of this House before was refused. This is one of the great supply bills for the maintenance of the Federal Government. It is one of eight great supply bills that have not as yet gone to conference. This is Friday of the week preceding the week in which, under the terms of the Constitution, the House will adjourn. There remain after to-day but one other secular day in this week and substantially two days in next week, and in face of that situation we find the minority blocking the wheels of government and threatening to cut off supplies. [Manifestations of derision on the Democratic side.]

I look not generally for Democratic applause. [Laughter on the Republican side.] Yesterday we had eight roll calls, and so far to-day, up to this time, although we met at 11 o'clock, we have been unable to transact any business by reason of the obstruction on the part of the minority [applause on the Democratic side]—a childish proceeding, which seems to be liked [applause on the Republican side] by the elderly children on the other side of the House.

Now, Mr. Speaker, let me call the attention of the House to what, under existing conditions, might ensue if this rule were not adopted. There are on the Speaker's table 29 bills, each having a Senate amendment, which must be concurred in. [Laughter on the Democratic side.] By a simple motion to concur there would be 29 roll calls of at least thirty minutes each, or fourteen and one-half hours—three legislative days of the ordinary length. There are at present on the Speaker's table three general appropriation bills, one having 85 Senate amendments, another 41, and the other 151, or 277 in all. The yeas and nays may be demanded on a motion to concur in each amendment, giving 277 roll calls of thirty minutes each, or one hundred and thirty-eight hours, or a fraction over twenty-seven legislative days of the usual length. There are five other general appropriation bills to be returned with Senate amendments besides the three already on the Speaker's table.

Now, if we are to transact business—I do not refer to ordinary legislation—if we are to supply the necessary means for the maintenance of the Government before this session of Congress adjourns it is absolutely essential that we pass this rule. This rule will enable us to send the supply bills to conference and to secure final action thereon.

Now, just one other word. This rule has no relation to legislation of any kind except general appropriation bills. It does not affect the status of any other bill or bills that are now in the House, and it is therefore to be considered as an expediency measure to get to their proper places the great appropriation bills that we must pass before this Congress adjourns, and that, despite the opposition of the minority, by the unanimous and organized action of the majority this side of the House will pass before the adjournment of Congress. [Loud applause on the Republican side.]

Now, Mr. Speaker, I will yield to the gentleman from Tennessee, if he wants the time.

Mr. RICHARDSON of Tennessee. I want the twenty minutes' time we have under the rules ordinarily.

Mr. DALZELL. I yield twenty minutes to the gentleman.

Mr. RICHARDSON of Tennessee. I yield five minutes to my colleague on the committee [Mr. UNDERWOOD].

Mr. UNDERWOOD. Mr. Speaker, there is an old saying that everything comes to the man who waits. Ten years ago the Republican party, more than ten years ago, adopted what was known as the Reed rules, and justified themselves before the country in doing so, because they said these rules were necessary to transact public business; and to-day the Republican party witnesses the lamentable spectacle of having their leaders on the floor of this House make open confession to the country that they can not do business under their rules. [Applause on the Democratic side.] Why is it necessary to bring in this special rule? Is it expected that in order that the Republican party may transact business that the opposition shall lie supinely on their backs and have no voice in the Government or the business of the country? That is what you seem to ask.

Is there anything unusual or drastic or wrong in that portion of the rules of this House that says that legislation put upon appropriation bills by the Senate of the United States shall have the same consideration, the same careful consideration that is given to legislation enacted in this House? That is all the rule requires; that is all we have demanded in this instance. The rules of this House from the beginning have said that legislation enacted shall be considered by a committee of this House. More than that, it

is said that appropriation bills shall be considered by a Committee of the Whole, where each individual member of the House may exercise his rights and voice the wishes of his constituency. So when a bill comes back from the Senate of the United States carrying additional appropriations or new legislation it is customary and right under the rules—it is the order of this House and always has been, according to the rules of the House, that appropriation bills shall go to a committee having those questions before it on the demand of any person who thinks it affects the rights of his constituents. And they are entitled to demand that they be considered in the Committee of the Whole House on the state of the Union.

Now, here are these great appropriation bills carrying numbers of amendments about important matters, numbers of amendments that each member of the House is interested in, and yet gentlemen on the other side of the House say it is an outrage that the minority should have the right to have some say so in the legislation of this country. How else can we have an opportunity to consider these bills and vote upon the different propositions? The gentleman from Pennsylvania knows, and every other member in this House knows, that if one of these bills with important legislation on it once goes to a conference and the conferees, the Republican conferees, agree on a unanimous report, and that report comes to the Speaker's desk, we have but one vote, and that is a vote to concur or to nonconcur in the conference report, taking away from us every opportunity to consider it in detail and get it before the House in a legitimate or proper way.

And yet we reach the stage in the proceedings where a Republican Congress has tampered with public time; has adjourned from day to day here without transacting the public business; has taken up time in turning members from their places without due consideration by the Elections Committee; have had numerous days spent in private business; reaching the last days of the session, they wake up to find that the country demands that they shall give some attention to the public business. Under their rules, they say, it is impossible to consider the public business where the individual member of the House may exercise his judgment and his voice in the matter. In other words, this drastic rule that is brought before the House to-day says that the leaders of the Republican party shall legislate for the country and the rank and file on that side shall have no voice in the proceedings. [Applause on the Democratic side.]

Mr. DALZELL. Mr. Speaker, I now yield five minutes to the gentleman from Ohio [Mr. GROSVENOR].

Mr. GROSVENOR. Mr. Speaker, the gentleman from Alabama [Mr. UNDERWOOD] does not take a broad enough view of the situation that surrounds him. He is standing in the midst of a circle, and looking upward instead of looking about him. Ten years ago, it is said—it was longer ago than that—we adopted the Reed rules, and to-day the gentleman from Alabama will feel the effect of the Reed rules. [Laughter on the Republican side.] We are not abandoning the Reed rules. We are enforcing them. It is a part and parcel of the rules of the House, made by a Republican House, and adopted afterwards by a Democratic House. That is the halter that my friend does not like the feeling of when it draws. [Laughter on the Republican side.]

Mr. Speaker, it is the duty of the Republican side of this House to save the country from an extra session. The other side has nothing at stake in this. If this programme as they have determined upon is carried out, they will rush heedlessly and recklessly upon an extra session of Congress. The injury to the country, the disturbance of business, the enormous expense that will come of it is nothing to them. I do not hold them responsible for it; they have been so long without any responsibility that they do not know the effect of it. [Laughter and applause on the Republican side.] Anything to hurt, anything to hinder, anything to delay, anything to bring disaster—disaster in the form of grasshoppers, smallpox, the murrain in cattle—all bring stock and store to the Democratic crib. [Laughter and applause on the Republican side.]

We are proceeding in an orderly manner. The rules of the House provide this remedy for obstruction. The rules of the House are being enforced literally, but faithfully and honestly, and I want to say one word to our friends on this side. We have provided in this rule to bring about simply what has been from time immemorial transacted by the unanimous consent of the House. We are simply taking an obstruction out of the way that never since I have been a member of this House was ever before put in the way of the transaction of public business. This is the only remedy; this is a salutary remedy; this is an effective remedy. The outcry on the other side shows how the lash of possibilities and probabilities cut and hurt.

Now, if this rule is not passed, what will be the effect on the House of Representatives? Everybody knows that we will stagger forward and do the best we can to pass the appropriation

bills. So, if you defeat this rule, you defeat the possibility of any bill other than appropriation bills being passed in this House. What is the use, therefore, of talking about opposition to this measure in order to help some other measure, or some other set of measures? This is the only road to the possibility of any other legislation with our duty-bound struggle to pass appropriation bills. Join with the Democrats to overthrow this rule and you have turned over to them an organized purpose to prevent even the passage of the appropriation bills and cause an extra session. How can you or anybody get any benefit from that? I am interested in one of the great bills before this House personally and officially. How can you get any benefit by putting into the hands of the Democrats the power to stand menacing the future of this legislation and the power to cut off all other legislation? Give us this rule and we will pass the appropriation bills; we will get them out of the way and do such other legislation as may be deemed wise and best for the country.

Let the Democrats on the other side take the responsibility of defeating the measures that interest their own constituents and for which their constituents have been praying—for which their constituents are earnestly seeking. Let them go home, if they care to do it, with the record that they have attempted, at least, to strangle the life of the Government by defeating the appropriation bills. [Applause on the Republican side.] It will not be anything new. It will be no new demonstration of a mild type of nonpatriotism—nothing of that kind whatever. They would take the weapon of the hungry soldier; they would take the weapon of the idle official, and strangle the Government by strangling the appropriation bills. [Loud applause on the Republican side.]

Mr. DALZELL. Mr. Speaker, how much time have I?

The SPEAKER. The gentleman has thirty minutes remaining.

Mr. DALZELL. How much time have I consumed—myself and my colleague?

The SPEAKER. The gentleman has used ten minutes—himself five, and five he yielded to the gentleman from Ohio—and he gave twenty minutes to the other side.

Mr. RICHARDSON of Tennessee. I suppose the gentleman computes the time as we do. I yield five minutes to the gentleman from Missouri [Mr. DE ARMOND]. [Loud applause.]

Mr. DE ARMOND. Mr. Speaker, no one, I think, could fail to be touched by the pathos in the voice and in the manner of our venerable friend from Ohio [Mr. GROSVENOR] [laughter] appealing to the gentlemen on his side to forego any spirit of independence or individuality that they may have and submit quietly to the lash which the leaders are about to apply to them. It is not for me to say what the effect of that appeal will be. It is useless for me even to speculate upon it.

Perhaps the gentleman from Ohio has overlooked one or two things that are among the resources of the majority in time of extremity; and I was somewhat surprised to know that the gentleman from Pennsylvania [Mr. DALZELL] apparently had overlooked those things himself, because there was a melancholy chord in his plea to the House and in his song of triumph. There was a reference that seemed somewhat sad and somewhat apprehensive, I thought.

Two things the gentleman has overlooked; and I mention them to give him heart and courage. One is that you now have WAGONER among you. [Applause and laughter on the Democratic side.] The other is that it was demonstrated last night that there could be found in this House one man who would take the chair and override everything every other man conceded ought to be respected. [Applause on the Democratic side.] Perhaps the modesty of the gentleman from Pennsylvania caused him to refrain from reassuring his fellows upon the other side that if the worst should come—if extremities should be reached—they might always rely upon him to do that which nobody else would do. [Applause on the Democratic side.]

The gentleman from Ohio felicitates himself upon the fact that the "Reed rules" are to be enforced. I never was an admirer of Mr. Reed, while recognizing, of course, his great qualities; but I would to God that a man of the ability and the pride of character of Reed could be found in the chair when things are to be done under the "Reed rules," instead of a man of the less ability of the gentleman from Pennsylvania, without any of Reed's pride of character. [Applause on the Democratic side.]

I hope that as we progress in these affairs of legislation—as we go on in the dispatch of the public business—it will not be necessary often to call for the exercise of the peculiar talents displayed last night, when there was a denial of the immemorial right to a division—when the question of the presence of a quorum was ignored—when a minority, without authority, without right, without any decent pretense of right, did that which only a majority can do, and which, I am charitable enough to conclude, a majority was ashamed to do; and therefore it had to be done by a minority.

Mr. Speaker, this is a very peculiar rule, as I suppose the gentlemen who formulated it must have discovered. After the

adoption of this rule—and I hope the apprehensions of the gentleman from Ohio are groundless, that there may be somebody over there who has enough independence and individuality, enough of regard for his constituents, to fail to be whipped in—if this rule should be adopted, then, according to its terms—

It shall be in order to take from the Speaker's table any general appropriation bill returned with Senate amendments, and such amendments having been read the question shall be at once taken without debate or intervening motion on the following question: "Will the House disagree to said amendments en bloc and ask a conference with the Senate?" And if this motion shall be decided in the affirmative, the Speaker shall at once appoint the conferees, without the intervention of any motion. If the House shall decide said motion in the negative, the effect of said vote shall be to agree to the said amendments.

We can stand that as well as you can, gentlemen. Under that rule a vote against going into conference is a vote for all the amendments—one or fifty, one hundred or a thousand—a vote for all of them. Do you suppose legislation passed in that way will stand the test of the courts? Do you suppose that there, too, the whip and spur may prove effective? Do you suppose that there, too, the lash of the "boss" may count, and that the independence and conscience and judgment of the judiciary may be lost? I think not. [Loud and long-continued applause.]

[Here the hammer fell.]

Mr. RICHARDSON of Tennessee. I yield five minutes to the gentleman from Illinois [Mr. WILLIAMS].

Mr. WILLIAMS of Illinois. Mr. Speaker, I confess that I was one of the Democrats who, a few hours before it took place, had some doubt whether the Republicans of this House would resort to the unconstitutional and outrageous methods which they did carry into effect yesterday. I think we may as well be plain, and as I was one of the eyewitnesses last night I wish to say that I saw every Republican on the other side of the House rise on the resolution and stand until he was counted by the Speaker pro tempore, the gentleman from Pennsylvania, and there were only 162, with less than 8 members on this side—either 6 or 7—while it required 177 to constitute a quorum.

The division was made, 162 on that side and 2 on this, with not a half dozen members in the House who failed to vote. The point of no quorum was made, for it is a constitutional requirement that a quorum must be present to do business. The point was overruled and decided as frivolous. The majority seated a member in this House when there was not a quorum present, and they can not bring the affidavits of members to show that there was a quorum of this House present when that business was transacted. Not only that, but all the roll calls of yesterday show that at no time were there over 165 Republicans present or voting. Taking those present who voted as present to help make a quorum, the highest count of the record shows 165, and yet the Republican Speaker last night, at a time when necessary, was able to count 174 Republicans present, no doubt more than were in Washington at the time.

I say that something ought to be done to put the seal of public condemnation upon such outrageous conduct. [Applause on the Democratic side.] If the time has come when the members of this House are to be controlled by mere brutal force, such as was exercised by the gentleman from Pennsylvania last night—and let me remark in this connection that it is very unfortunate for the Republicans that the gentleman from Pennsylvania is the one who offers this rule, for the cause for it is due to his own unconstitutional and outrageous conduct perpetrated as Speaker pro tempore of the House on last evening—then I say something should be done to call the attention of the country to the pernicious and outrageous methods to which the Republicans resorted on yesterday in order to do an unjust act in an unconstitutional way. [Applause on the Democratic side.]

I reserve the balance of my time, and yield it back to the gentleman from Tennessee.

Mr. RICHARDSON of Tennessee. Mr. Speaker, how much time now remains to the minority?

The SPEAKER. Six minutes.

Mr. RICHARDSON of Tennessee. I hope the gentleman will use a portion of his now, unless he intends to close in one speech.

Mr. DALZELL. Mr. Speaker, I intend to close on this side in a single speech.

Mr. RICHARDSON of Tennessee. Mr. Speaker, there never was a rule presented to this House as inexcusable as this rule. We are forced here by conditions which have been clearly and succinctly stated by the gentleman from Missouri [Mr. DE ARMOND] and the gentleman from Illinois [Mr. WILLIAMS] to make this fight as we are making it.

We endeavored, Mr. Speaker, to comply with the constitutional requirements, plain as they can be written in that document, and we were ruthlessly overridden. Nothing is left for us but to demand the yeas and nays upon questions that are presented here, and in doing so we only demand that the rules of the House be complied with. They are Republican rules made by a Repub-

lican House, and when we invoke the execution of those rules we are told that we are doing something unwarranted and unjustifiable under the the custom and under the law. I deny it, Mr. Speaker. We have a right and the country expects us to require you to legislate in conformity with your rules, and we intend to do it, let the consequences be what they may. [Applause on the Democratic side.] The first gentleman who spoke said that we are taking up the time unnecessarily and preventing the passage of necessary appropriation bills. What were you doing yesterday, gentlemen of the majority? Why did you not take up the hours spent from 12 until 8 last night in passing necessary supply bills? [Laughter on the Republican side.]

Instead of presenting those bills, if you were sincere and honest—instead of presenting them, as you should have done if you wanted to relieve the country, you indulged yourselves in the pleasant pastime of unseating a member who had been justly and constitutionally elected to a seat in this House. [Applause on the Democratic side.] And this you did without a quorum. I say, Mr. Speaker, advisedly, there was no quorum present when it was announced in this House on yesterday evening, and we know it. [Applause on the Democratic side.] The record shows there was no quorum present. The gentleman temporarily in the chair did not undertake to say there was a quorum present, but he said that the call of the House, made at least a half hour before, and I think longer, showed that there was a quorum present. Nineteen gentlemen were marked "present" on that call, and the Chair stated that they had answered "present" when called. Were those gentlemen here an hour later in this Hall when they were counted "present" to make a quorum, or assumed to be present? The Chair did not condescend to make any count, although it was demanded regularly, but said the call of the House, made an hour before, showed that there was a quorum present.

Mr. LANDIS. Mr. Speaker—

The SPEAKER. Does the gentleman yield?

Mr. RICHARDSON of Tennessee. No, no; I can not stop. I wish I had the time. I do not wish to be disrespectful, but I can not yield.

The SPEAKER. The gentleman declines to yield.

Mr. RICHARDSON of Tennessee. Mr. Speaker, there never was such a condition before presented to the House of Representatives as appeared yesterday evening. Some gentleman cites a precedent for the action taken yesterday by referring to the action of the Speaker in the Fifty-first Congress, who, after a roll call had shown that there was a quorum, a very little time thereafter saw fit to hold that a quorum was present and that a point of order that no quorum was present was dilatory. Now, that was not justifiable. No business had then intervened, but there was some excuse for his action then, because it was done within two or three or four or five minutes after the roll call, when the roll call showed a quorum.

But on yesterday evening the business following this roll call, which, it is claimed, showed a quorum, was protracted, as this record shows, for more than half an hour. The record does not show the exact time, but the intervening facts and circumstances show it, and I assert it here, and there are men here who know it to be true. And yet, taking that half hour after the close of the roll call and taking the half hour and more necessary for the calling of the roll, there was more than one hour from the time Mr. BABCOCK, whose name appears as one of the first on the roll, answered "present" and when he was considered present to make the quorum. It was not claimed that he was counted to make the quorum. And so with the other 18 gentlemen who were "considered" present for the purpose of making a quorum, in order that a member might be robbed of his seat.

Mr. Speaker, I do not believe that the 19 members marked "present" on that call of the House were present an hour afterwards when they were considered present—not counted—considered present, assumed to be present, for the purpose of making this quorum. If they were not here, you did not have a quorum. If they were here, as stated by the gentleman from Illinois, there was still not a quorum of this House present. The vote on a call for division showed there was less than a quorum. And, Mr. Speaker, that is not all. If they were here when the question was put by a viva voce vote and a division was demanded, the division was ruthlessly refused by the gentleman occupying the Chair, no reason being assigned. He did not even tell us it was dilatory. He ignored the request, and immediately afterwards, when the third request was made, he recognized the demand for a division. I inquired, "Why do you recognize the demand for a division now, after declining it only a moment ago?" No reason was given, but he ruthlessly, recklessly, arbitrarily overrode the minority and refused the simple request that there be a division in order that members of the House might be counted. And this at least an hour after the roll call showed the quorum.

Mr. Speaker, the result of it was you took the seat unjustly. You deprived a member of his right here, coming from a Democratic district, a district that has voted in favor of Democratic members of Congress almost without exception for thirty years, a district that voted the Democratic ticket for President, that voted it for governor in the last election, that votes it for the legislature in that county, that votes it for the municipal offices in that city, and that in their right to choose their Representative sent a Democrat here from a Democratic district. And yet you arbitrarily refused him his seat, and seated "Judge" WAGONER, of St. Louis. [Applause on the Democratic side.]

[Here the hammer fell.]

Mr. DALZELL. I yield the remaining time to the gentleman from Illinois [Mr. CANNON].

The SPEAKER. There are nine minutes remaining.

Mr. DALZELL. I yield nine minutes. [Applause on the Republican side.]

Mr. CANNON. I crave the attention of the House for, I hope, not over five minutes.

Mr. Speaker, this is a government by the majority. The majority is responsible, from time to time, as the pendulum swings back and forth from one side of the House to the other. The majority has the right to legislate. The minority has the right to criticize. In the last analysis both are responsible to the people. The majority on yesterday saw proper, believing that they were doing righteous work, to seat a contestant. The minority saw proper, believing that they were doing a righteous work, to interpose every possible objection to the seating of the contestant. It was fought out to a finish. The contestant is seated. The contestee is unseated. There is only one appeal, and that is to the just public sentiment of the country. I might say bitter things, that the minority of the people of the Missouri Congressional district was represented in yesterday's sitting member, Mr. Butler, and that the majority is represented to-day by the sitting member, Judge WAGONER. That matter is over. It is behind us.

There are about four or five days in front of us until this Congress expires by limitation. Notice has come from the minority that no business shall be done until every roll call possible has been had. That would take three months' time. Now, the minority must abandon its obstructive tactics or the majority, under law—under the Reed rules, by which we can cut off dilatory action and under which the majority can make a temporary rule that will enable it to cut off all debate—must take that action and move on. If we fail to take it we are responsible, being in the majority. If we take it, having the power, we are still responsible, we but perform our duty.

I might stop and reply to the honorable gentleman from Missouri [Mr. DE ARMOND], to whom I always listen with interest on account of the beauty and perfection—

Mr. DE ARMOND. I should be flattered if you would reply to me.

Mr. CANNON. On account of the beauty and perfection of his sentences; but, after all, when you come to analyze them, he proposes now not to put Butler in and to put WAGONER out; but he says, "Because in a contest in the American House of Representatives a majority saw proper to exercise its constitutional right and follow its judgment, I will not play; but with revenge in my actions, I will have this Congress end in nothing, so far as passing the necessary bills to supply the service of the Government is concerned." He is welcome to that position. He is responsible to his constituency. It is not for me to criticize him. He is full grown, and must choose his own course.

But as for me—and as I turn to this side of the House upon which rests the responsibility—I trust I can say as for us, we will move on. [Applause on the Republican side.] Upon us rests the burden of doing things. They say that "all things come to him who waits." [Laughter.] I say all good comes to the majority that does the best it can in performing the public business. [Applause on the Republican side.] There are many bills on the Calendar. One thing is certain, it will take, unless by much of unanimous consent, all of our time to dispose of these money bills that must pass or the Government stops. Other bills that are on the Calendar may be disposed of after this order is adopted and the conference committees get to work. There are scores of bills on the Calendar that the majority ought to dispose of. If you follow out your plan, they will go to their tomb. They are of that nature that would not necessitate an extra session; would not stop the wheels of Government.

Now, having said this much in good temper, I think, in cold blood and in courtesy, I can again say that we will move on with our majority and do the business that must be done, not that we want to run over the minority. I trust you will quit. [Laughter.] I trust a night or two nights' sleep will make you realize that you but punish yourselves, because we have the power and the determination here to transact that business that must be done,

whatever you do, gentlemen. [Loud applause on the Republican side.]

Mr. DALZELL. Mr. Speaker, I move the previous question.

The SPEAKER. The gentlemen from Pennsylvania asks for the previous question:

The question was taken on ordering the previous question, and the Speaker announced that the yeas appeared to have it.

Mr. RICHARDSON of Tennessee. I ask for a division.

Mr. DALZELL. The yeas and nays, Mr. Speaker.

The yeas and nays were ordered.

The question was then taken; and there were—yeas 167, nays 113, answered "present" 10, not voting 61; as follows:

YEAS—167.

Acheson,	Davidson,	Jones, Wash.	Powers, Me.
Adams,	Deemer,	Joy,	Powers, Mass.
Alexander,	Dick,	Kahn,	Reeder,
Allen, Me.	Douglas,	Knapp,	Reeves,
Aplin,	Dovener,	Kyle,	Roberts,
Babcock,	Draper,	Lacey,	Schirm,
Ball, Del.	Eddy,	Landis,	Scott,
Bartholdt,	Emerson,	Lawrence,	Shattuc,
Bates,	Esch,	Lesser,	Shelden,
Beidler,	Fletcher,	Lewis, Pa.	Showalter,
Bishop,	Fordney,	Littauer,	Sibley,
Blakeney,	Foss,	Littlefield,	Smith, Ill.
Boreing,	Foster, Vt.	Long,	Smith, Iowa
Boutell,	Fowler,	Loud,	Smith, H. C.
Bowersock,	Gaines, W. Va.	Loudenslager,	Smith, S. W.
Brandegge,	Gardner, Mich.	Lovering,	Smith, Wm. Alden
Brick,	Gardner, N. J.	McCall,	Southard,
Bristow,	Gibson,	McCleary,	Southwick,
Brown,	Gill,	McLachlan,	Sperry,
Brownlow,	Gillet, N. Y.	Mahon,	Steele,
Bull,	Gillett, Mass.	Marshall,	Stevens, Minn.
Burk, Pa.	Graff,	Martin,	Stewart, N. Y.
Burke, S. Dak.	Greene, Mass.	Mercer,	Storm,
Burkett,	Grosvenor,	Miller,	Sulloway,
Burleigh,	Hamilton,	Minor,	Tawney,
Burton,	Hanbury,	Mondell,	Taylor, Ohio
Butler,	Haskins,	Moody,	Thomas, Iowa
Calderhead,	Haugen,	Morgan,	Tirrell,
Cannon,	Heatwole,	Morris,	Tompkins, Ohio
Capron,	Hedge,	Moss,	Van Voorhis,
Cassel,	Hemenway,	Mudd,	Wachter,
Conner,	Henry, Conn.	Needham,	Wadsworth,
Coombs,	Hepburn,	Nevin,	Wagoner,
Cooper, Wis.	Hildebrandt,	Olmsted,	Wanger,
Cousins,	Hill,	Otjen,	Warner,
Cromer,	Hitt,	Overstreet,	Warnock,
Crumpacker,	Holliday,	Palmer,	Watson,
Currier,	Hopkins,	Parker,	Weeks,
Curtis,	Howell,	Patterson, Pa.	Woods,
Cushman,	Hull,	Payne,	Wright,
Dalzell,	Irwin,	Pearre,	Young.
Darragh,	Jenkins,	Perkins,	

NAYS—113.

Adamson,	Flanagan,	Lloyd,	Russell,
Allen, Ky.	Fleming,	McClellan,	Ryan,
Ball, Tex.	Flood,	McCulloch,	Scarborough,
Bankhead,	Fox,	McLain,	Shackelford,
Bartlett,	Gaines, Tenn.	McRae,	Sheppard,
Benton,	Gilbert,	Maddox,	Sims,
Billmeyer,	Glenn,	Mahoney,	Slayden,
Bowie,	Goldfogle,	Maynard,	Small,
Breazeale,	Gooch,	Mickey,	Smith, Ky.
Broussard,	Gordon,	Miers, Ind.	Snook,
Brundidge,	Griggs,	Moon,	Stark,
Burgess,	Hay,	Mutchler,	Stephens, Tex.
Caldwell,	Hooker,	Neville,	Swann,
Candler,	Howard,	Newlands,	Swanson,
Clark,	Jackson, Kans.	Norton,	Tate,
Clayton,	Johnson,	Padgett,	Taylor, Ala.
Cochran,	Jones, Va.	Patterson, Tenn.	Thayer,
Cooney,	Kehoe,	Pierce,	Thomas, N. C.
Cooper, Tex.	Kern,	Pou,	Thompson,
Cowherd,	Kitchin, Wm. W.	Randell, Tex.	Trimble,
Creamer,	Kluttz,	Reid,	Underwood,
Crowley,	Lamb,	Rhea,	Vandiver,
Davey, La.	Latimer,	Richardson, Ala.	White,
Davis, Fla.	Lester,	Richardson, Tenn.	Wiley,
De Armond,	Lever,	Rixey,	Williams, Ill.
Dinsmore,	Lewis, Ga.	Robb,	Zenor.
Dougherty,	Lindsay,	Robertson, La.	
Feely,	Little,	Robinson, Ind.	
Fitzgerald,	Livingston,	Rucker,	

ANSWERED "PRESENT"—10.

Cassingham,	Jack,	Metcalf,	Sherman.
Foster, Ill.	Ketcham,	Morrell,	
Glass,	Mann,	Prince,	

NOT VOTING—61.

Barney,	Dwight,	Kitchin, Claude	Snodgrass,
Bell,	Edwards,	Kleberg,	Sparkman,
Bellamy,	Elliott,	Knox,	Spight,
Belmont,	Evans,	Lassiter,	Stewart, N. J.
Bingham,	Finley,	McAndrews,	Sulzer,
Blackburn,	Foerderer,	McDermott,	Sutherland,
Brantley,	Gardner, Mass.	Meyer, La.	Talbot,
Bromwell,	Graham,	Naphe,	Tompkins, N. Y.
Burleson,	Green, Pa.	Pugsley,	Vreeland,
Burnett,	Griffith,	Ransdell, La.	Wheeler,
Connell,	Grow,	Robinson, Nebr.	Williams, Miss.
Conry,	Henry, Miss.	Ruppert,	Wilson,
Corliss,	Henry, Tex.	Selby,	Wooten.
Dahle,	Hughes,	Shafroth,	
Dayton,	Jackson, Md.	Shallenberger,	
Driscoll,	Jett,	Skiles,	

So the previous question was ordered.

The following additional pairs were announced:

Until further notice:

Mr. KNOX with Mr. CONRY.

Until 3 p. m.:

Mr. GROW with Mr. BURLESON.

On this vote:

Mr. KETCHAM with Mr. SNODGRASS.

Mr. STEELE with Mr. ELLIOTT.

The result of the vote was then announced as above recorded.

The SPEAKER pro tempore (Mr. GROVESNOR). The question now is on agreeing to the resolution.

The Chair proceeded to put the question.

Mr. DALZELL. Mr. Speaker, we might as well have the yeas and nays on this question.

The yeas and nays were ordered.

The question was taken; and there were—yeas 157, nays 105, answered "present" 7, not voting 82; as follows:

YEAS—157.

Acheson,	Dick,	Jack,	Powers, Mass.
Adams,	Douglas,	Jackson, Md.	Reeder,
Alexander,	Dovener,	Jenkins,	Reeves,
Allen, Me.	Draper,	Jones, Wash.	Roberts,
Applin,	Driscoll,	Joy,	Schirm,
Babcock,	Eddy,	Kahn,	Shattuc,
Ball, Del.	Emerson,	Ketcham,	Shelden,
Bartholdt,	Esch,	Knapp,	Showalter,
Bates,	Foss,	Kyle,	Sibley,
Beidler,	Foster, Vt.	Lacey,	Smith, Ill.
Bishop,	Fowler,	Lawrence,	Smith, Iowa
Blackburn,	Gaines, W. Va.	Lessler,	Smith, H. C.
Blakeney,	Gardner, Mass.	Lewis, Pa.	Smith, S. W.
Boreing,	Gardner, Mich.	Littauer,	Southard,
Boutell,	Gardner, N. J.	Littlefield,	Southwick,
Brandeggee,	Gibson,	Long,	Sperry,
Brick,	Gillet, N. Y.	Loud,	Steele,
Bristow,	Gillet, Mass.	Loudenslager,	Stevens, Minn.
Brown,	Graff,	Lovering,	Stewart, N. Y.
Brownlow,	Greene, Mass.	McCall,	Storm,
Burk, Pa.	Grosvenor,	Mahon,	Sulloway,
Burke, S. Dak.	Hamilton,	Marshall,	Tawney,
Burkett,	Hanbury,	Martin,	Taylor, Ohio
Burleigh,	Haskins,	Mercer,	Thomas, Iowa
Burton,	Haugen,	Minor,	Tirrell,
Butler,	Heatwole,	Moody,	Tompkins, Ohio
Capron,	Hedge,	Moss,	Van Voorhis,
Cassel,	Hemenway,	Mudd,	Vreeland,
Conner,	Henry, Conn.	Needham,	Wadsworth,
Coombs,	Hepburn,	Nevin,	Wagoner,
Cooper, Wis.	Hildebrandt,	Olmsted,	Wanger,
Cousins,	Hill,	Otjen,	Warner,
Cramer,	Hitt,	Overstreet,	Warnock,
Crumacker,	Holliday,	Palmer,	Weeks,
Currier,	Hopkins,	Parker,	Weeks,
Curtis,	Howell,	Patterson, Pa.	Wright,
Cushman,	Hughes,	Payne,	Young.
Dalzell,	Hull,	Perkins,	
Davidson,	Irwin,		
Deemer,			

NAYS—105.

Adamson,	Flood,	McCulloch,	Shallenberger,
Allen, Ky.	Fox,	McRae,	Sheppard,
Ball, Tex.	Gaines, Tenn.	Maddox,	Sims,
Bankhead,	Gilbert,	Mahoney,	Slayden,
Bartlett,	Goldfogle,	Maynard,	Smith, Ky.
Billmeyer,	Gordon,	Mickey,	Snodgrass,
Bowie,	Griggs,	Miers, Ind.	Snook,
Breazale,	Hay,	Mitchler,	Sparkman,
Broussard,	Henry, Tex.	Howell,	Stark,
Brundidge,	Howard,	Jackson, Kans.	Stephens, Tex.
Burgess,	Jones, Va.	Newlands,	Sulzer,
Caldwell,	Kehoe,	Padgett,	Swanson,
Candler,	Kern,	Patterson, Tenn.	Tate,
Clark,	Kitchin, Claude	Pou,	Thayer,
Clayton,	Kitchin, Wm. W.	Pugsley,	Thomas, N. C.
Cochran,	Kluttz,	Randell, Tex.	Thompson,
Cooney,	Lamb,	Richardson, Ala.	Trimble,
Coover, Tex.	Latimer,	Richardson, Tenn.	Underwood,
Cowherd,	Lester,	Robb,	White,
Davey, La.	Lever,	Robertson, La.	Williams, Ill.
Davis, Fla.	Lindsay,	Robinson, Ind.	Williams, Miss.
De Armond,	Little,	Rucker,	Wilson,
Dinsmore,	Livingston,	Russell,	Zenor.
Dougherty,	Lloyd,	Ryan,	
Feely,	McAndrews,	Shackleford,	
Fitzgerald,	McClellan,		
Flanagan,			

ANSWERED "PRESENT"—7.

Burleson,	Cassingham,	Metcalf,	Sherman.
Cannon,	Mann,	Morrell,	

NOT VOTING—82.

Barney,	Creamer,	Glass,	Lewis, Ga.
Bell,	Crowley,	Glenn,	McCleary,
Bellamy,	Dahle,	Gooch,	McDermott,
Belmont,	Darragh,	Graham,	McLachlan,
Benton,	Dayton,	Green, Pa.	McLain,
Bingham,	Dwight,	Griffith,	Meyer, La.
Bowersock,	Edwards,	Mondell,	Morgan,
Brantley,	Elliott,	Henry, Miss.	Morris,
Bromwell,	Evans,	Hooker,	Napfen,
Bull,	Finley,	Jett,	Norton,
Burnett,	Fleming,	Johnson,	Powers, Me.
Calderhead,	Fletcher,	Kieberg,	Prince,
Connell,	Foerderer,	Knox,	Reid,
Conry,	Fordney,	Lassiter,	
Corliss,	Poster, Ill.		

Rixey,	Shafroth,	Sutherland,	Wachter,
Robinson, Nebr.	Skiles,	Swann,	Watson,
Ruppert,	Small,	Talbert,	Wheeler,
Scarborough,	Smith, Wm. Alden	Taylor, Ala.	Wooten.
Scott,	Spight,	Tompkins, N. Y.	
Selby,	Stewart, N. J.	Vandiver,	

So the resolution was agreed to.

The following additional pairs were announced:

For the session:

Mr. MANN with Mr. JETT.

On this vote:

Mr. LANDIS with Mr. ELLIOTT.

Mr. MOSS. Mr. Speaker, I desire to vote. I was sitting in my seat, but there was more or less confusion around me, and I did not hear my name called.

The SPEAKER pro tempore. Was the gentleman present and listening when his name should have been called and did not hear it?

Mr. MOSS. I was.

The SPEAKER pro tempore. The Clerk will call the gentleman's name.

The Clerk called the name of Mr. Moss; and he answered "aye," as above recorded.

Mr. FORDNEY. Mr. Speaker, I wish to vote.

The SPEAKER pro tempore. Was the gentleman in his seat listening when his name should have been called?

Mr. FORDNEY. I was not.

The SPEAKER pro tempore. The gentleman can not vote.

Mr. BURLESON. Mr. Speaker, on the roll call I voted "no." I was paired with the gentleman from Pennsylvania, Mr. GROW. Mr. GROW is present; and if he is allowed to vote, I will permit my vote to stand.

The SPEAKER pro tempore. That can not be done.

The result of the vote was then announced as above recorded.

The SPEAKER pro tempore. The Chair lays before the House a House bill with Senate amendments, which the Clerk will report by its title.

The Clerk read as follows:

A bill (H. R. 10910) making appropriations for the Department of Agriculture for the fiscal year ending June 30, 1904.

The SPEAKER pro tempore. The Clerk will read the amendments proposed by the Senate.

The Senate amendments were read.

The SPEAKER. The question is, Will the House disagree to the Senate amendments en bloc and ask a conference with the Senate?

Mr. RICHARDSON of Tennessee. On that question I demand the yeas and nays.

The yeas and nays were ordered.

The question was taken; and there were—yeas 263, nays 1, answered "present" 8, not voting 79; as follows:

YEAS—263.

Acheson,	Cooper, Tex.	Gillet, N. Y.	Lever,
Adamson,	Cooper, Wis.	Gillet, Mass.	Lewis, Ga.
Alexander,	Cousins,	Goldfogle,	Lewis, Pa.
Allen, Ky.	Cowherd,	Gooch,	Lindsay,
Allen, Me.	Cramer,	Gordon,	Littauer,
Applin,	Crowley,	Graff,	Little,
Babcock,	Crumacker,	Greene, Mass.	Littlefield,
Ball, Del.	Currier,	Griggs,	Livingston,
Ball, Tex.	Curtis,	Grosvenor,	Lloyd,
Barney,	Cushman,	Grow,	Loud,
Bartholdt,	Dahle,	Hamilton,	Loudenslager,
Bates,	Davey, La.	Haskins,	Lovering,
Beidler,	Davidson,	Haugen,	McAndrews,
Billmeyer,	De Armond,	Hay,	McCall,
Bishop,	Deemer,	Hedge,	McCleary,
Blackburn,	Dick,	Dinsmore,	McClellan,
Blakeney,	Dinsmore,	Dougherty,	McCulloch,
Boreing,	Dougherty,	Douglas,	McLachlan,
Boutell,	Douglas,	Dovener,	McLain,
Bowersock,	Dovener,	Draper,	McRae,
Bowie,	Draper,	Driscoll,	Mahon,
Brandeggee,	Dwight,	Eddy,	Mahoney,
Breazale,	Elliott,	Hopkins,	Marshall,
Brick,	Emerson,	Howell,	Martin,
Broussard,	Esch,	Hughes,	Mickey,
Brown,	Evans,	Hull,	Miers, Ind.
Brownlow,	Feely,	Irwin,	Miller,
Brundidge,	Fitzgerald,	Jackson, Md.	Minor,
Burk, Pa.	Flanagan,	Jenkins,	Mondell,
Burke, S. Dak.	Fleming,	Jones, Wash.	Moody,
Burkett,	Fletcher,	Kahn,	Moon,
Burleigh,	Flood,	Kehoe,	Morgan,
Burton,	Fordney,	Kern,	Morris,
Caldwell,	Foss,	Ketcham,	Moss,
Candler,	Foster, Vt.	Kitchin, Claude	Mudd,
Cannon,	Fox,	Kitchin, Wm. W.	Mitchler,
Capron,	Gaines, Tenn.	Kluttz,	Needham,
Cassel,	Gaines, W. Va.	Knapp,	Neville,
Clark,	Gardner, Mass.	Kyle,	Nevin,
Clark,	Gardner, Mich.	Lacey,	Newlands,
Clayton,	Gardner, N. J.	Lamb,	Norton,
Cochran,	Gibson,	Landis,	Olmsted,
Conner,	Gilbert,	Latimer,	Otjen,
Coombs,	Gill,	Lessler,	Overstreet,
Cooney,		Lester,	Padgett.

Palmer, Parker, Patterson, Pa. Payne, Pearre, Perkins, Pierce, Pou, Powers, Me. Powers, Mass. Randell, Tex. Reeder, Reeves, Rhea, Richardson, Ala. Richardson, Tenn. Robb, Roberts, Robertson, La. Robinson, Ind.	Rucker, Russell, Ryan, Schirm, Scott, Selby, Shackleford, Shallenberger, Shattuc, Shelden, Sheppard, Showalter, Sibley, Sims, Slayden, Small, Smith, Iowa Smith, Ky. Smith, H. C. Smith, S. W.	Smith, Wm. Alden Snodgrass, Snook, Southard, Southwick, Sperry, Stark, Stephens, Tex. Sulloway, Sulzer, Swann, Tate, Tawney, Taylor, Ohio Thayer, Thomas, Iowa Thomas, N. C. Thompson, Tirrell, Tompkins, Ohio	Underwood, Vandiver, Van Voorhis, Vreeland, Wachter, Wadsworth, Wagoner, Wanger, Warner, Warnock, Watson, White, Wiley, Williams, Ill. Williams, Miss. Woods, Wright, Young, Zenor.
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NAYS—1.

Hooker.

ANSWERED "PRESENT"—8.

Cassingham, Foster, Ill.	Glass, Jack,	Mann, Morrell,	Sherman, Storm.
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NOT VOTING—79.

Adams, Bankhead, Bartlett, Bell, Bellamy, Belmont, Benton, Bingham, Brantley, Bristow, Bromwell, Bull, Burgess, Burnett, Butler, Connell, Conry, Corliss, Creamer, Dalzell,	Darragh, Davis, Fla. Dayton, Edwards, Finley, Foerderer, Fowler, Glenn, Graham, Green, Pa. Griffith, Hanbury, Henry, Miss. Hill, Howard, Jackson, Kans. Jett, Johnson, Jones, Va. Joy,	Kleberg, Knox, Lassiter, Lawrence, McDermott, Maddox, Maynard, Mercer, Metcalf, Meyer, La. Naphe, Patterson, Tenn. Prince, Pugsley, Randell, La. Reid, Rixey, Robinson, Nebr. Ruppert, Scarborough,	Shafroth, Skiles, Smith, Ill. Sparkman, Spight, Steele, Stevens, Minn. Stewart, N. J. Stewart, N. Y. Sutherland, Swanson, Talbert, Taylor, Ala. Tompkins, N. Y. Trimble, Weeks, Wheeler, Wilson, Wooten.
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So the amendments of the Senate were disagreed to, and it was ordered that a conference with the Senate be requested.

The SPEAKER announced the appointment of Mr. WADSWORTH, Mr. HENRY of Connecticut, and Mr. WILLIAMS of Mississippi as conferees on the part of the House.

POST-OFFICE APPROPRIATION BILL.

The SPEAKER laid before the House, with the amendments of the Senate, the bill (H. R. 16990) making appropriations for the Post-Office Department for the fiscal year ending June 30, 1904.

The amendments of the Senate were read.

The SPEAKER. The question is, Will the House disagree to the Senate amendments and ask for a conference with the Senate?

Mr. RICHARDSON of Tennessee. On that question I demand the yeas and nays.

The yeas and nays were ordered.

The question was taken; and there were—yeas 249, nays 0, answered "present" 9, not voting 93; as follows:

YEAS—249.

Acheson, Adamson, Alexander, Allen, Ky. Allen, Me. Aplin, Babcock, Ball, Del. Ball, Tex. Bartholdt, Bartlett, Bates, Beidler, Bell, Benton, Billmeyer, Bishop, Blackburn, Blakeney, Boring, Boutell, Bowersock, Bowie, Brandegge, Brick, Bristow, Brown, Brownlow, Bull, Burgess, Burk, Pa. Burke, S. Dak. Burkett, Burleigh, Burleson, Burton, Calderhead, Candler, Cannon,	Capron, Cassel, Clark, Clayton, Cochran, Conner, Coombs, Cooper, Tex. Cooper, Wis. Cousins, Cowherd, Cromer, Crumpacker, Currier, Curtis, Cushman, Dahle, Dalzell, Davidson, De Armond, Deemer, Dick, Dinsmore, Dougherty, Douglas, Dovener, Draper, Driscoll, Eddy, Elliot, Emerson, Esch, Evans, Foely, Fitzgerald, Fleming, Fletcher, Flood, Fordney,	Foss, Foster, Vt. Fowler, Gaines, Tenn. Gaines, W. Va. Gardner, Mass. Gardner, Mich. Gardner, N. J. Gibson, Gilbert, Gill, Goldfogle, Gooch, Graft, Greene, Mass. Grosvenor, Grow, Hamilton, Haskins, Haugen, Hay, Heatwole, Hedge, Hemenway, Henry, Conn. Henry, Tex. Hepburn, Hildebrandt, Hill, Hitt, Holliday, Hooker, Howard, Howell, Hughes, Hull, Irwin, Jackson, Kans. Jackson, Md.	Jenkins, Jones, Va. Jones, Wash. Joy, Kahn, Kehoe, Kern, Kitchin, Claude Kitchin, Wm. W. Klutz, Knapp, Kyle, Lacey, Landis, Latimer, Lawrence, Lessler, Lester, Lever, Lewis, Ga. Lewis, Pa. Lindsay, Littauer, Little, Livingston, Lloyd, Long, Loud, Lovering, McCall, McCleary, McClellan, McCulloch, McLachlan, McLain, McRae, Maddox, Mahon, Mahoney,
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Marshall, Martin, Mercer, Miers, Ind. Miller, Minor, Moody, Moon, Morgan, Morris, Moss, Mudd, Mutchler, Needham, Neville, Nevin, Olmsted, Overstreet, Padgett, Palmer, Parker, Payne, Pearre, Perkins,

Pierce, Powers, Mass. Reeder, Reeves, Rhea, Richardson, Ala. Richardson, Tenn. Rixey, Robb, Roberts, Robinson, Ind. Rucker, Russell, Ryan, Scarborough, Schirm, Scott, Selby, Shackleford, Shallenberger, Shattuc, Sheppard, Showalter, Sibley,
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Sims, Slayden, Smith, Iowa Smith, Ky. Smith, H. C. Smith, S. W. Snodgrass, Snook, Southard, Southwick, Stark, Steele, Stephens, Tex. Stevens, Minn. Stewart, N. Y. Sulloway, Sulzer, Swanson, Tate, Tawney, Taylor, Ohio Taylor, Ala. Thayer, Thomas, Iowa

Thomas, N. C. Thompson, Tex. Tirrell, Tompkins, Ohio Underwood, Vandiver, Van Voorhis, Vreeland, Wadsworth, Wagoner, Wanger, Warner, Warnock, Watson, Weeks, White, Wiley, Williams, Ill. Woods, Wright, Young.

NAYS—0.

ANSWERED "PRESENT"—9.

Cassingham, Foster, Ill. Glass,	Jack, Lamb,	Mann, Prince,	Randell, Tex. Sherman.
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NOT VOTING—93.

Adams, Bankhead, Barney, Bellamy, Belmont, Bingham, Brantley, Brazzale, Bromwell, Broussard, Brunridge, Burnett, Butler, Caldwell, Connell, Conry, Cooney, Corliss, Creamer, Crowley, Darragh, Davey, La. Davis, Fla. Dayton,	Dwight, Edwards, Finley, Flanagan, Foerderer, Fox, Gillett, N. Y. Gillett, Mass. Glenn, Gordon, Graham, Green, Pa. Griffith, Griggs, Hanbury, Henry, Miss. Hopkins, Jett, Johnson, Ketcham, Kleberg, Knox, Lassiter, Littlefield,	Loudenslager, McAndrews, McDermott, Maynard, Metcalf, Meyer, La. Mickey, Mondell, Morrell, Naphe, Newlands, Norton, Otjen, Patterson, Pa. Patterson, Tenn. Pou, Powers, Me. Pugsley, Randell, La. Reid, Robertson, La. Robinson, Nebr. Ruppert, Shafroth,	Shelden, Skiles, Small, Smith, Ill. Smith, Wm. Alden Sparkman, Sperry, Spight, Stewart, N. J. Storm, Sutherland, Swann, Talbert, Tompkins, N. Y. Trimble, Wachter, Wheeler, Williams, Miss. Wilson, Wooten, Zenor.
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So the amendments of the Senate were disagreed to and a conference with the Senate was ordered.

Mr. RANDELL of Texas. Mr. Speaker, I desire to change my vote.

The SPEAKER. Call the gentleman.

The Clerk called the name of Mr. RANDELL of Texas.

Mr. RANDELL of Texas. First, Mr. Speaker, I want to make a parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. RANDELL of Texas. If I vote "aye," I vote to send the bill to conference, do I not?

The SPEAKER. Yes.

Mr. RANDELL of Texas. Now, suppose I am opposed to sending it to conference and vote "no," do I then vote in favor of all the amendments to the bill?

The SPEAKER. That is not a parliamentary inquiry at this stage of the proceedings. Call the gentleman.

The Clerk again called the name of Mr. RANDELL of Texas.

Mr. RANDELL of Texas. Mr. Speaker, I withdraw my vote of "no," and not being able to vote under the rule as I see proper, I will simply answer "present" and refuse to vote.

The result of the vote was announced as above recorded.

The SPEAKER announced as conferees on the part of the House, Mr. LOUD, Mr. SMITH of Illinois, and Mr. SWANSON.

ENROLLED BILLS SIGNED.

Mr. WATCHER, from the Committee on Enrolled Bills, reported that they had examined and found truly enrolled bills of the following titles; when the Speaker signed the same:

H. R. 16291. An act granting a pension to Laban McGahan;
H. R. 14813. An act granting a pension to William Mennecke;
H. R. 16352. An act to amend the act entitled "An act granting an increase of pension to Mary La Tourette Stotsenburg" approved June 2, 1900;
H. R. 16000. An act granting an increase of pension to John H. Amadon;
H. R. 15617. An act granting an increase of pension to William Keith;
H. R. 15528. An act granting an increase of pension to John C. Williams;
H. R. 15665. An act granting an increase of pension to John H. Carr;
H. R. 16361. An act granting an increase of pension to John W. Chancellor;

- H. R. 16368. An act granting an increase of pension to Eliza M. Hutchinson;
- H. R. 16381. An act granting an increase of pension to Lymus Wallace;
- H. R. 15798. An act granting an increase of pension to George Skinner;
- H. R. 14929. An act granting an increase of pension to John Keen;
- H. R. 16353. An act granting an increase of pension to William F. Ritchie;
- H. R. 16667. An act granting an increase of pension to Leroy N. Buell;
- H. R. 4553. An act granting an increase of pension to Samuel S. Mitchell;
- H. R. 16858. An act granting an increase of pension to James P. Foster;
- H. R. 4740. An act granting an increase of pension to James E. Wallace;
- H. R. 18004. An act granting an increase of pension to Peter B. Rouch;
- H. R. 14160. An act granting an increase of pension to Ira J. S. Holmes;
- H. R. 8244. An act granting a pension to Bridget Logan;
- H. R. 3026. An act granting a pension to Martha J. Bishop;
- H. R. 16752. An act granting a pension to Anton Sauthoff;
- H. R. 11701. An act granting an increase of pension to John C. Wright;
- H. R. 16717. An act granting an increase of pension to Albert W. Thompson;
- H. R. 8061. An act granting a pension to Frances E. Wild;
- H. R. 4723. An act granting a pension to George A. Liston;
- H. R. 10506. An act granting a pension to Francis E. Luse;
- H. R. 17043. An act granting a pension to Martha Maddox;
- H. R. 11682. An act granting a pension to Mary E. Winterbottom;
- H. R. 3207. An act granting a pension to Johanna Buse;
- H. R. 1238. An act granting a pension to Margaret A. Stuart;
- H. R. 17306. An act granting a pension to Catherine McGuinn;
- H. R. 2913. An act granting a pension to Catherine A. Sawdy;
- H. R. 6656. An act granting a pension to Samantha Yant;
- H. R. 16309. An act granting a pension to Samuel H. Montanye;
- H. R. 14938. An act granting a pension to Benjamin F. Wilson;
- H. R. 13605. An act for the relief of George A. Detchemendy;
- H. R. 1087. An act granting an increase of pension to Matthew W. Lincoln;
- H. R. 5982. An act granting an increase of pension to Christine B. Knapp;
- H. R. 15533. An act granting an increase of pension to William H. France;
- H. R. 15558. An act granting an increase of pension to David A. Baldwin;
- H. R. 15629. An act granting an increase of pension to Edward Tattersall;
- H. R. 15466. An act granting an increase of pension to John H. Robson;
- H. R. 15688. An act granting an increase of pension to Franklin Williams;
- H. R. 15915. An act granting an increase of pension to Frank Stafford;
- H. R. 15894. An act granting an increase of pension to Lewis P. Everett;
- H. R. 16857. An act granting an increase of pension to Oliver W. Kile;
- H. R. 3752. An act granting an increase of pension to John E. Pickard;
- H. R. 16445. An act granting an increase of pension to John E. McDonald;
- H. R. 16423. An act granting an increase of pension to Eliza B. Abbott;
- H. R. 16364. An act granting an increase of pension to Patrick Carney;
- H. R. 14263. An act granting an increase of pension to Frederick Journal;
- H. R. 8085. An act granting an increase of pension to David K. Wardwell;
- H. R. 15748. An act granting an increase of pension to William Whitlock;
- H. R. 2813. An act granting an increase of pension to Emily Hawkins;
- H. R. 15645. An act granting an increase of pension to Wilson French;
- H. R. 17234. An act granting an increase of pension to David Flynn;
- H. R. 17297. An act granting an increase of pension to Joseph W. Fox;
- H. R. 17094. An act granting an increase of pension to Augustus L. Kidder;
- H. R. 10691. An act granting an increase of pension to Daniel Van Wie;
- H. R. 16939. An act granting an increase of pension to Alexander T. Sullinger, alias Alexander Patillo;
- H. R. 16419. An act granting an increase of pension to James Harrison;
- H. R. 12822. An act granting an increase of pension to Michael O. Sullivan;
- H. R. 6189. An act granting an increase of pension to Eli Potts;
- H. R. 17120. An act granting an increase of pension to Charles Shirar;
- H. R. 16714. An act granting an increase of pension to Mary A. F. Gilmore;
- H. R. 5762. An act granting an increase of pension to William H. T. Hostetler;
- H. R. 16755. An act granting an increase of pension to Fannie T. Fisher;
- H. R. 304. An act granting an increase of pension to George M. Duffy;
- H. R. 17090. An act granting an increase of pension to James T. Price;
- H. R. 16048. An act granting an increase of pension to John Graham;
- H. R. 13713. An act granting an increase of pension to Rebecca Randolph;
- H. R. 6724. An act granting an increase of pension to Julia Stilwell;
- H. R. 6498. An act granting an increase of pension to John A. Whitman;
- H. R. 14448. An act granting an increase of pension to James M. Cartmill;
- H. R. 12090. An act granting a pension to Arvilla N. Stocker;
- H. R. 9237. An act granting a pension to John Wallace;
- H. R. 1016. An act granting a pension to Charles S. F. Hilton;
- H. R. 17133. An act granting a pension to Kathinka Sichel;
- H. R. 15873. An act granting a pension to Minerva Murphy;
- H. R. 16275. An act granting a pension to Isaac B. Price;
- H. R. 7708. An act granting an increase of pension to Bridget Fallon;
- H. R. 6065. An act granting an increase of pension to James Garland;
- H. R. 3681. An act granting an increase of pension to Joseph A. Wilson;
- H. R. 8187. An act granting an increase of pension to William T. Moore;
- H. R. 4734. An act granting a pension to Deborah J. Fogle;
- H. R. 10505. An act granting a pension to Mabel A. Woolsey;
- H. R. 11546. An act granting a pension to Edward Bryan;
- H. R. 16077. An act granting a pension to Leighton M. Pervell, alias Charles H. Hunt;
- H. R. 9274. An act granting a pension to Jessie V. Cluxton;
- H. R. 13701. An act granting a pension to Theodore Buri;
- H. R. 10760. An act granting a pension to Wallace L. Scott;
- H. R. 17093. An act granting a pension to Caroline Schaefer;
- H. R. 15573. An act granting a pension to Cynthia Thomas;
- H. R. 17233. An act granting a pension to John Haynes;
- H. R. 16784. An act granting an increase of pension to Michael Howe;
- H. R. 11958. An act granting a pension to Henry H. Windes;
- H. R. 17101. An act granting an increase of pension to Joanna Glazer;
- H. R. 2199. An act to remove the charge of desertion from the military record of Jonas Albert;
- H. R. 5028. An act for the relief of Francis M. Oliver;
- H. R. 17296. An act granting an increase of pension to Newton Thayer;
- H. R. 11833. An act granting an increase of pension to Albanis L. Anderson;
- H. R. 4155. An act granting an increase of pension to Eliza Wende;
- H. R. 4501. An act granting a pension to Sarah D. Lightfoot;
- H. R. 13711. An act granting a pension to Simon M. Yates;
- H. R. 13881. An act granting a pension to William M. Wilson;
- H. R. 962. An act granting a pension to Rodney W. Anderson;
- H. R. 13719. An act granting a pension to Nancy McGuire;
- H. R. 942. An act granting a pension to John R. Dougherty;
- H. R. 15964. An act granting an increase of pension to Michael Murphy;
- H. R. 15843. An act granting an increase of pension to Louis W. Rowe;
- H. R. 15906. An act granting an increase of pension to Joseph Grenne;
- H. R. 15812. An act granting an increase of pension to Lucien B. Love;

H. R. 11871. An act granting an increase of pension to Ferdinand Heiskell;
 H. R. 5907. An act granting a pension to David S. Taylor;
 H. R. 5586. An act granting a pension to Oliver W. Newton;
 H. R. 13485. An act granting a pension to Louisa Josephine Stanwood;
 H. R. 15443. An act granting a pension to Eudora Wells; and
 H. R. 11888. An act granting a pension to William Vogan.

SUNDRY CIVIL APPROPRIATION BILL.

The SPEAKER laid before the House the bill (H. R. 17202) making appropriations for sundry civil expenses of the Government for the fiscal year ending June 30, 1904, and for other purposes, with Senate amendments thereto.

The Senate amendments were read.

The SPEAKER. The question is, Will the House disagree to the Senate amendments en bloc and ask for a conference with the Senate?

Mr. RICHARDSON of Tennessee. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The question was taken; and there were—yeas 254, nays 0, answered "present" 7, not voting 90; as follows:

YEAS—254.

Adamson,	Dwight,	Kyle,	Robertson, La.
Alexander,	Eddy,	Lacey,	Robinson, Ind.
Allen, Ky.	Emerson,	Landis,	Rucker,
Allen, Me.	Esch,	Latimer,	Russell,
Aplin,	Evans,	Lawrence,	Scarborough,
Bail, Del.	Feely,	Lessler,	Schirm,
Bail, Tex.	Finley,	Lester,	Scott,
Bankhead,	Fitzgerald,	Lever,	Selby,
Barney,	Flanagan,	Lewis, Ga.	Shallenberger,
Bartholdt,	Fletcher,	Lewis, Pa.	Shattuc,
Bartlett,	Flood,	Lindsay,	Sheppard,
Bates,	Fordney,	Little,	Showalter,
Beidler,	Foss,	Livingston,	Sibley,
Benton,	Foster, Vt.	Lloyd,	Sims,
Billmeyer,	Fowler,	Long,	Slayden,
Bishop,	Fox,	Loudenslager,	Small,
Blackburn,	Gaines, Tenn.	Lovering,	Smith, Ill.
Blakeney,	Gaines, W. Va.	McAndrews,	Smith, Iowa
Boreing,	Gardner, Mass.	McCall,	Smith, Ky.
Boutell,	Gardner, Mich.	McClary,	Smith, H. C.
Bowersock,	Gardner, N. J.	McClellan,	Smith, S. W.
Brandegee,	Gibson,	McCulloch,	Smith, Wm. Alden
Breazeale,	Gilbert,	McLachlan,	Snodgrass,
Brick,	Gillet, N. Y.	McLain,	Snook,
Bristow,	Goldfoglie,	Maddox,	Southard,
Broussard,	Gordon,	Mahon,	Southwick,
Brown,	Griggs,	Mahoney,	Stark,
Brownlow,	Grosvenor,	Marshall,	Steele,
Brundidge,	Grow,	Martin,	Stephens, Tex.
Burgess,	Hamilton,	Mercer,	Stevens, Minn.
Burk, Pa.	Hay,	Miers, Ind.	Stewart, N. Y.
Burke, S. Dak.	Heatwole,	Miller,	Sulzoway,
Burkett,	Hedge,	Minor,	Swanson,
Burleigh,	Hemenway,	Mondell,	Tate,
Burleson,	Henry, Conn.	Moody,	Tawney,
Burton,	Henry, Tex.	Moore,	Taylor, Ala.
Butler,	Hepburn,	Morgan,	Thomas, Iowa
Caldwell,	Hildebrandt,	Morris,	Thomas, N. C.
Candler,	Hill,	Moss,	Thompson,
Cassel,	Hitt,	Mudd,	Tirrell,
Clark,	Holliday,	Mutchler,	Tompkins, Ohio
Clayton,	Hooker,	Needham,	Trimble,
Comner,	Hopkins,	Nevin,	Underwood,
Coombs,	Howard,	Olmsted,	Vandiver,
Cooney,	Howell,	Otjen,	Van Voorhis,
Cooper, Tex.	Hughes,	Padgett,	Vreeland,
Cooper, Wis.	Hull,	Palmer,	Wachter,
Cousins,	Irwin,	Parker,	Wagoner,
Cromer,	Jack,	Patterson, Pa.	Wanger,
Crumpacker,	Jackson, Kans.	Payne,	Warner,
Curtier,	Jackson, Md.	Pearre,	Warnock,
Curtis,	Jenkins,	Perkins,	Watson,
Cushman,	Johnson,	Pou,	Weeks,
Dahle,	Jones, Va.	Powers, Mass.	White,
Dalzell,	Jones, Wash.	Randell, Tex.	Wiley,
Darragh,	Joy,	Reeder,	Williams, Ill.
Davidson,	Kehoe,	Reeves,	Williams, Miss.
Dayton,	Kern,	Rhea,	Woods,
Deemer,	Ketcham,	Richardson, Ala.	Wright,
Dick,	Kitchin, Claude	Richardson, Tenn.	Young,
Dougherty,	Kitchin, Wm. W.	Rixey,	Zenor.
Douglas,	Kluttz,	Robb,	
Dovener,	Knapp,	Roberts,	
Draper,			

NAYS—0.

ANSWERED "PRESENT"—7.

Calderhead,	Lamb,	Prince,	Sherman.
Cassingham,	Mann,	Shackelford,	

NOT VOTING—90.

Acheson,	Burnett,	Davis, Fla.	Glenn,
Adams,	Cannon,	De Armond,	Gooch,
Babcock,	Capron,	Dinsmore,	Graff,
Bell,	Cochran,	Driscoll,	Graham,
Bellamy,	Connell,	Edwards,	Green, Pa.
Belmont,	Coury,	Elliott,	Greene, Mass.
Bingham,	Corliss,	Fleming,	Griffith,
Bowie,	Cowherd,	Fosterer,	Hanbury,
Brantley,	Cramer,	Foster, Ill.	Haskins,
Brownwell,	Crowley,	Gillett, Mass.	Haugen,
Bull,	Davey, La.	Glass,	Henry, Miss.

Jett,
 Kahn,
 Kleberg,
 Knox,
 Lassiter,
 Littauer,
 Littlefield,
 Loud,
 McDermott,
 Maynard,
 Metcalf,
 Meyer, La.

Mickey,
 Morrell,
 Naphen,
 Neville,
 Newlands,
 Norton,
 Overstreet,
 Patterson, Tenn.
 Pierce,
 Powers, Me.
 Pugsley,
 Ransdell, La.

Reid,
 Robinson, Nebr.
 Ruppert,
 Ryan,
 Shafroth,
 Shelden,
 Skiles,
 Sparkman,
 Sperry,
 Spight,
 Stewart, N. J.
 Storm,

Sutherland,
 Swann,
 Talbert,
 Taylor, Ohio
 Thayer,
 Tompkins, N. Y.
 Wadsworth,
 Wheeler,
 Wilson,
 Wooten.

So the motion was agreed to.

The Clerk announced the following additional pairs:

For this day:

Mr. ACHESON with Mr. WILSON.

For balance of this day:

Mr. HAUGEN with Mr. PUGSLEY.

Mr. TAYLER of Ohio with Mr. BOWIE (except public buildings).

Until next recess:

Mr. CALDERHEAD with Mr. COCHRAN.

On this vote:

Mr. BABCOCK with Mr. NEWLANDS.

The result of the vote was announced as above recorded.

Mr. SHERMAN and Mr. UNDERWOOD rose.

The SPEAKER. The Chair appoints as conferees on the part of the House Mr. CANNON, Mr. HEMENWAY, and Mr. McRAE.

Mr. UNDERWOOD. Mr. Speaker—

The SPEAKER. For what purpose does the gentleman rise?

Mr. UNDERWOOD. I rose properly and in order before the Speaker announced the appointment of the conferees, to move instructions to the conferees.

The SPEAKER. The gentleman will state the grounds, and then we will see whether they are proper or not.

Mr. UNDERWOOD. Mr. Speaker, there is one amendment to this bill that we necessarily had to vote against under these rules that I think the House should be in favor of and go on record now as in favor of. Therefore I move to instruct the House conferees to agree to Senate amendment No. 159.

The SPEAKER. The Chair is prepared to rule on the question. The rule adopted by the House this morning says that the Chair shall immediately appoint the conferees, and that the Chair has done, and that his duty was.

Mr. SHERMAN. Mr. Speaker, I desire to present a conference report.

Mr. UNDERWOOD. Mr. Speaker, the rule does not expressly cut off instructions. Of course it provides that the Chair shall appoint the conferees, but there is no language in this rule that cuts off the right of the House to express itself, and to instruct the conferees how to act. If the Chair will look at the rule, it says:

And if this motion shall be decided in the affirmative, the Speaker shall at once appoint the conferees—

The SPEAKER. The gentleman will suspend. We have no time to waste. The rule provides that—

The question shall be at once taken without debate or intervening motion on the following question: "Will the House disagree to said amendments en bloc and ask a conference with the Senate?" And if this motion shall be decided in the affirmative, the Speaker shall at once appoint the conferees.

Mr. UNDERWOOD. Mr. Speaker, I rise to a parliamentary inquiry. After the Speaker has appointed the conferees is there any opportunity to instruct them, or does this rule prevent any action of that kind on the part of the House?

The SPEAKER. After the Chair has appointed them, it would be in order.

Mr. UNDERWOOD. Does the Speaker hold that we have a right to instruct the conferees after they are appointed?

The SPEAKER. No; the Chair was wrong. The instructions must take place before the announcement of the conferees, and this rule lets in no intervening motion. The Chair overrules the gentleman's point and recognizes the gentleman from New York [Mr. SHERMAN].

Mr. UNDERWOOD. Mr. Speaker, I appeal from the decision of the Chair.

The SPEAKER. The Chair declines to entertain the appeal, as dilatory.

MESSAGE FROM THE SENATE.

A message from the Senate, by Mr. PARKINSON, its reading clerk, announced that the Senate had passed with amendments bill of the following title in which the concurrence of the House was requested:

H. R. 16970. An act making appropriations for the support of the Military Academy for the fiscal year ending June 30, 1904, and for other purposes.

INDIAN APPROPRIATION BILL.

Mr. SHERMAN. Mr. Speaker, I desire to present a conference report on the Indian appropriation bill.

The SPEAKER. The gentleman from New York calls up a conference report on the Indian appropriation bill.

Mr. SHERMAN. I ask unanimous consent that the statement may be read in lieu of the report. Is there objection?

The SPEAKER. The gentleman asks that the statement be read in lieu of the report.

Mr. RICHARDSON of Tennessee. I object. The rules require that the report be read.

The SPEAKER. Objection is made. The Clerk will read both the report and the statement.

Mr. RICHARDSON of Tennessee. We are within the rule.

The Clerk proceeded to read the conference report.

(For conference report see page 2626.)

The Clerk read the statement of the House conferees, as follows:

From amendments numbered 4, 8, 10, 25, 31, 40, 45, 56, 57, 58, 60, 63, 72, 73, 74, 84, 85, 93, and 95 the Senate recedes, leaving the bill in these particulars as it left the House.

The House recedes from amendments numbered 2, 3, 5, 6, 7, 9, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 26, 29, 34, 35, 37, 38, 41, 42, 46, 48, 51, 52, 53, 54, 55, 61, 64, 65, 66, 67, 68, 69, 70, 71, 75, 76, 77, 78, 79, 80, 81, 82, 86, 87, 91, and 94.

The House recedes with an amendment to each of the following-numbered amendments: 1, 11, 27, 28, 30, 32, 33, 39, 43, 44, 47, 49, 50, 59, 62, 88, 89, 90, 92, and 95. The Senate recedes with an amendment from amendments numbered 36 and 83.

Amendment numbered 1 is a change in the number of agents, made necessary by amendments 2 to 10, inclusive.

No. 2 strikes out the appropriation for the Cheyenne and Arapahoe Agency. No. 3 changes the amount from \$1,500 to \$1,600 for salary of the Crow Creek Agency.

No. 5 strikes out the appropriation for the Klamath Agency.

No. 6 corrects a clerical error in spelling.

No. 7 strikes out the appropriation for the Ponca Agency.

No. 9 strikes out the appropriation for the Umatilla Agency.

No. 11 changes the totals made necessary by prior amendments.

No. 12 adds the word "negotiation," which enlarges the scope of the duties of an inspector.

No. 13 provides that the Commissioner of Indian Affairs may require an extra bond to be given by a disbursing officer when sums in excess of the amount covered by his ordinary bond are required to be disbursed by him.

No. 14 appropriates \$40,000, which under the terms of the act of 1889 are reimbursable, to carry out the provisions of the so-called Morris bill, passed at the first session of the Fifty-seventh Congress, providing for the disposal of timber upon the ceded lands of the Chippewa Reservation in Minnesota. This amendment is earnestly urged by the Department.

No. 15 changes the amount of principal upon which the Kickapoo Indians shall draw interest, made necessary by the disposal in amendment numbered 16, of a portion of the principal sum to be paid to the representative of a deceased Kickapoo, in accordance with a treaty provision.

Nos. 17 and 18 are changes of totals made necessary by the adoption of amendments numbered 15 and 16.

Nos. 19 and 20 are amendments making more clear to what treaty the provision in the section contained refers.

Nos. 21, 22, and 23 are simply changes of phraseology.

No. 24 makes available for the fiscal year 1904 the unexpended balance of the appropriation for 1903 for the support of the Apache Indians.

No. 26 authorizes the Secretary of the Interior to lease a small tract of land (20 acres) belonging to the Shoshone Indians to the Eastern Copper Company when three-fourths of the male Indians of said tribe consent to such lease.

No. 27 the House recedes with an amendment, making the appropriation \$600,000 instead of \$1,300,000. The amendment provides for the payment of the so-called loyal Creek claim. It has been mooted for some time, and it is claimed that the Senate has heretofore been made arbiters by action of both bodies of Congress, and that, acting as such, they have determined that \$1,300,000 was just and due. The sum fixed herein is a compromise and provision is made in the amendment that it be accepted in full payment of all claims and demands and act as a general relief of such claim against the Government.

No. 28 provides for the traveling expenses of the judges of the Choctaw and Chickasaw citizenship court, and for the employment of one stenographer for each of three judges of said court, and for the traveling expenses of the officers of said court, and appropriates \$10,100 for that purpose.

No. 29 provides that the United States Supreme Court may transfer the original papers in Choctaw and Chickasaw citizenship cases to the citizenship court in the Indian Territory for use by that court.

No. 30 provides for the rehearing and appeal of certain contested Choctaw and Chickasaw citizenship cases, and for the payment of compensation to attorneys employed by the members of said tribes in defense of suits heretofore brought and appeals therefrom.

No. 32 provides for the limitation for the location of town sites in the Indian Territory.

No. 33 provides that the so-called Eastern Cherokee Indians may become a party to any suit or suits which may be brought in behalf of the Cherokee Nation under the act of July 1, 1902.

No. 34 simply corrects a clerical mistake.

No. 35 increases from \$24,000 to \$40,000 the appropriation for allotments under the act of February 8, 1887.

No. 36 provides for the removal of indigent Mississippi Choctaws from Mississippi to the Indian Territory, and appropriates \$20,000 therefor, to be expended at the discretion and under the direction of the Secretary of the Interior.

Nos. 37 and 38 provide that the money therein appropriated for surveys may be used upon the Standing Rock as well as upon the Pine Ridge Indian reservations.

No. 39 authorizes the sale of certain lands owned by the Quapaw Indians, and directs the expenditure of \$2,000, heretofore appropriated and not before expended, for school purposes.

No. 41 provides for the opening of the Uintah Reservation in Utah and for the extension of the time within which certain entries may be made, as provided in the act of June 19, 1902, from October 1, 1903, to October 1, 1904.

No. 42 strikes from the bill an appropriation of \$6,000 which was provided for a resurvey of the western boundary of said Indian reservation.

No. 43 confirms the claims filed upon the Uncompahgre Indian Reservation prior to January 1, 1901, and provides that alternate sections of said mineral lands on said reservation shall be hereafter opened by proclamation of the President and upon terms and conditions to be prescribed by him in said proclamation.

No. 44 provides for negotiating with the Weeminuchi tribe of Indians for the ceding to the Government of a small portion of their lands in Colorado which include certain ruins and prehistoric remains.

No. 46 does not enlarge the scope of the amendment adopted last year in reference to the Mission Indians in California, but is made necessary by the ruling of the Auditor to the effect that the money appropriated in last year's act may not be used except for the removal of the Indians to the single tract.

No. 47 increases by \$350 the amount of said appropriation that can be used for the payment of the commission appointed under the terms of last year's appropriation act for the choosing of a site for the said Mission Indians.

No. 48 appropriates \$2,900 for the payment of surety bonds, given in the suits prosecuted against said Mission Indians by Harvey and others, commonly known as "the Warren ranch litigation."

No. 49 provides for compensation to the persons who have prepared the compilation of treaties and laws relating to Indian affairs.

No. 50 provides for compensation to certain settlers within the limits of the Northern Cheyenne Indian Reservation who have removed therefrom, and also provides that such settlers and others like situated may exchange their lands within an Indian reservation for other Government lands within said State or Territory.

No. 51 provides for the payment to S. W. Campbell, Indian agent at La Pointe Agency, of \$211 for certain attorney's fees, where the employment of the attorney was ordered by the Department.

No. 52 is an appropriation of \$57 for a like purpose to Reuben Perry, of the Flambeau school, Wisconsin.

No. 53 provides for the payment of \$1,200 to one Huff Jones, growing out of improvements made by him on the Chippewa Reservation, in Wisconsin, pursuant to authority granted by the then Indian agent, which authority was afterwards revoked.

No. 54 appropriates \$1,498 to Peter La Blanc, a Sisseton Indian, who acted as a scout during the war of the rebellion, who did not receive this payment when the others of his tribe in 1891 received like payments because of the fact that at that time he was absent from the reservation and his name was inadvertently omitted from the roll.

No. 55 appropriates \$190 to reimburse W. G. Malin, Indian agent at the Sac and Fox Indian Agency, Iowa, for court fees paid by him for the appointment of guardians for infant Indians.

No. 59 provides for the payment to Joseph H. Lee of \$3,700, the amount having been carried in last year's appropriation bill to Ernest A. Lee, who is the son of Joseph H. Lee.

No. 61 permits the sale of a small portion of land not now used by the Absentee Shawnee Indians.

No. 62 authorizes the Secretary, in his discretion and upon such conditions as he may prescribe, to permit the city of Lawton, Okla., to take water from the Fort Sill boarding school lands or reservation.

No. 64 provides an appropriation of \$5,000 for an auxiliary water supply at the Chamberlain school, South Dakota; No. 65 makes the appropriation for additional buildings at this school immediately available; and No. 66 is a change of the totals made necessary by No. 64.

No. 67 is a correction of an amount.

No. 68 increases the appropriation for general repairs at the Riggs Institute, South Dakota, from \$3,000 to \$4,000; No. 69 makes the same immediately available; and No. 70 changes the total made necessary by amendments Nos. 67 and 68.

No. 71 strikes from the bill words which are superfluous.

No. 75 reduces by \$5,000 the appropriation for the Indian pupils at the Haskell School, Lawrence, Kans.

No. 76 appropriates \$3,000 for the erection of new barns at this school in place of the ones burned, and for the purchase of agricultural implements, teams, &c., in place of those burned.

No. 77 is a change made necessary by amendments 75 and 76.

Nos. 78 and 79 increase by \$3,000 the appropriation for electric lighting at the Phoenix, Ariz., school, and provide for the institution of an electric-light plant at said school.

No. 80 is the change of total made necessary by the adoption of amendments 78 and 79.

No. 81 makes immediately available the appropriation of \$16,000 for additional buildings and improvements at Rapid City School, South Dakota.

No. 82 provides that with the purchase of additional land shall be included the perpetual right for the irrigation of said land at said school.

No. 83 restores the provision stricken out by the Senate relating to the Perriss School, California, and increases from \$1,800 to \$2,000 the salary of the superintendent of Riverside School, California.

No. 84 authorizes the Secretary to pay out of the funds of the Otoe Indians in the Treasury the sum of \$30,000 for the purpose of erecting a school plant for said Indians.

No. 87 increases by \$10,000 the appropriation for the transportation of pupils.

No. 88 authorizes the use of the money appropriated for irrigation, etc., without advertising for bids therefor.

No. 89 provides that the tribal government of the Seminole Nation shall not continue beyond March 4, 1906.

No. 90 provides for the issuance of patents to various allottees, both white and Indian.

No. 91 makes it permissible for any person to trade with the Indians upon establishing to the satisfaction of the Commissioner of Indian Affairs his responsibility and desirability as such trader.

No. 92: The House recedes with amendment. This provides for the submission of the terms of the proposed agreement with the Red Lake Indians of Minnesota, looking to the opening up of their reservation. It involves no expenditure on the part of the Government and expressly provides that in the sale and disposal of the land the United States acts solely as trustee for said Indians and assumes no obligation whatever.

No. 94 provides for submission to the Court of Claims of certain claims against the Osage Indians. It involves no liability of the Government.

Mr. SHERMAN. Mr. Speaker, I think if the members of the House have closely followed the reading of the report they will have a sufficient understanding of the whole matter, so that little further need be said. The amendments as a whole add about \$700,000 to the amount appropriated by the House, making the total that is carried a little over \$8,000,000. The main item of appropriation added is the payment of \$600,000—

Mr. LITTLE. I should like to inquire if it is the purpose of the gentleman to close the debate by the previous question?

Mr. SHERMAN. It is.

Mr. LITTLE. Shall we have any time on this side of the House?

Mr. SHERMAN. That was not my intention.

Mr. LITTLE. That is in keeping with the practice of that side of the House.

Mr. SHERMAN. I thought I could say all that need to be said

on the matter, and I think I understand the temper of the House fairly well in reference to it. I should like to suggest to my friend from Arkansas that the report I now present has his signature at the close of it.

Mr. LITTLE. It may be true that while we favor the conference report we may not favor the manner of its adoption. [Laughter.]

Mr. SHERMAN. I think, Mr. Speaker, that we will not enter into any discussion of that question with my consent.

I was about to say, Mr. Speaker, that the main item of appropriation added by this report is \$600,000 to pay the so-called Loyal Creek claims.

This is an item which the conferees on the part of the House believe to be a gratuity; that is, that it is a claim about which we believe there was no legal obligation on the part of the Government. The contention of the Senate conferees was the reverse. Their contention was that by the act of the two Houses in referring this claim to the Senate as arbitrators in the last Congress, and by the Senate appropriating in this bill, or inserting in this bill, a provision fixing the amount of the arbitration at \$1,200,000, that thereby the United States became bound to the payment of that claim of \$1,200,000.

It was the claim which kept us in conference longer by many hours—yes, by several days—than we would have been but for this. At the conclusion of a protracted conference the House conferees receded, with an amendment providing that the amount paid should be \$600,000, rather than \$1,200,000, and with a provision that the payment of this sum should be in full for all claims in satisfaction of the claims of these Indians, and the payment should be accepted as a discharge of the United States Government from those claims. The House conferees believed it wisdom under all the circumstances to dispose of this claim now by the payment of \$600,000, and believed by doing so that we would save to the Government money, because were it not paid now the Indians would surely present this claim to every succeeding Congress, and one of these days probably slip it through at \$1,200,000. So we believe—

Mr. CURTIS. In view of the fact that the Senate had found in the arbitration for \$1,200,000.

Mr. SHERMAN. So that we believe, in disposing of the claim as we have, we have saved to the Government \$600,000.

There are several minor items added by the Senate, amounting, all told, to a trifle over \$100,000. Some of them relate to schools and others to some minor little claims, but the great addition is this Loyal Creek claim.

There are several new matters of legislation on the Red Lake Reservation. There is presented in this bill a proposed agreement with the Indians of that reservation for the opening up of that reservation, not by the purchase of any land by the Government, and with a provision that it shall be submitted to the tribe for ratification; and if it shall be ratified by them, it is provided expressly that the United States shall simply act as trustee in the sale and disposal of the lands, and under no circumstances be obligated for the payment of a dollar. There is also a provision in the bill if the—

Mr. LITTLE. Mr. Speaker, I rise to a point of order. I think the gentleman is taking up the valuable time of the House. [Laughter.]

Mr. SHERMAN. Mr. Speaker, I move the previous question on the adoption of the report of the committee of conference.

The question was taken; and the Speaker announced that the yeas appeared to have it.

Mr. DE ARMOND. The yeas and nays, Mr. Speaker.

The yeas and nays were ordered.

The question was taken; and there were—yeas 155, nays 91, answered "present" 13, not voting 92; as follows:

YEAS—155.

Alexander,	Capron,	Fletcher,	Hildebrandt,
Allen, Me.	Cassel,	Foerderer,	Hitt,
Applin,	Conner,	Fordney,	Holliday,
Babcock,	Coombs,	Foss,	Hopkins,
Ball, Del.	Cousins,	Foster, Vt.	Howell,
Barney,	Cramer,	Fowler,	Hughes,
Bartholdt,	Crumpacker,	Gaines, W. Va.	Hull,
Bates,	Currier,	Gardner, Mass.	Irwin,
Beidler,	Curtis,	Gardner, Mich.	Jack,
Bishop,	Cushman,	Gardner, N. J.	Jackson, Md.
Blackburn,	Dahle,	Gibson,	Jenkins,
Blakeney,	Dalzell,	Gillet, N. Y.	Jones, Wash.
Boreing,	Darragh,	Gordon,	Joy,
Boutell,	Davidson,	Graff,	Kahn,
Brandegge,	Deemer,	Greene, Mass.	Ketcham,
Brick,	Dick,	Grosvenor,	Knapp,
Brown,	Douglas,	Grow,	Kyle,
Bull,	Dovener,	Hamilton,	Lacey,
Burk, Pa.	Draper,	Haskins,	Landis,
Burke, S. Dak.	Driscoll,	Hastings,	Lawrence,
Burkett,	Dwight,	Hedge,	Lessier,
Burleigh,	Eddy,	Hemenway,	Lewis, Pa.
Burton,	Esch,	Henry, Conn.	Littauer,
Butler,	Evans,	Hepburn,	Littlefield,

Long,
Loudenslager,
Lovering,
McCall,
McCleary,
McLachlan,
Mahon,
Marshall,
Martin,
Mercer,
Miller,
Minor,
Mondell,
Moody,
Morgan,

Morris,
Moss,
Mudd,
Needham,
Nevin,
Olmsted,
Otjen,
Overstreet,
Palmer,
Parker,
Payne,
Pearre,
Perkins,
Powers, Mass.
Reeder,

Reeves,
Roberts,
Schirm,
Scott,
Shattuc,
Showalter,
Sibley,
Smith, Ill.
Smith, Iowa
Smith, S. W.
Smith, Wm. Alden
Southwick,
Stevens, Minn.
Stewart, N. Y.
Sulloway,

Tawney,
Thomas, Iowa
Tirrell,
Van Voorhis,
Vreeland,
Wachter,
Wagoner,
Wagner,
Warner,
Warnock,
Weeks,
Woods,
Wright,
Young.

NAYS—91.

Adamson,
Allen, Ky.
Ball, Tex.
Bankhead,
Bartlett,
Benton,
Billmeyer,
Breazeale,
Broussard,
Brundidge,
Burleson,
Candler,
Clark,
Clayton,
Cooper, Tex.
Cowherd,
Crowley,
De Armond,
Dismore,
Dougherty,
Feely,
Finley,
Fitzgerald,

Flanagan,
Flood,
Gaines, Tenn.
Goldfogle,
Gooch,
Griggs,
Hay,
Henry, Tex.
Hooker,
Jackson, Kans.
Johnson,
Jones, Va.
Kehoe,
Kern,
Kitchin, Claude
Kitchin, Wm. W.
Kluttz,
Latimer,
Lester,
Lever,
Lewis, Ga.
Little,
Livingston,

Lloyd,
McAndrews,
McClellan,
McCulloch,
McLain,
McRae,
Mahoney,
Mickey,
Miers, Ind.
Moon,
Mutchler,
Padgett,
Pou,
Randell, Tex.
Rhea,
Richardson, Tenn.
Rixey,
Robb,
Rucker,
Russell,
Ryan,
Selby,
Shackelford,

Shallenberger,
Sheppard,
Sims,
Slayden,
Small,
Smith, Ky.
Snodgrass,
Snook,
Stark,
Stephens, Tex.
Tate,
Taylor, Ala.
Thomas, N. C.
Thompson,
Trimble,
Underwood,
Vandiver,
White,
Wiley,
Williams, Ill.
Williams, Miss.
Zenor.

ANSWERED "PRESENT"—13.

Calderhead,
Cassingham,
Dayton,
Emerson,

Foster, Ill.
Lamb,
Mann,
Morrell,

Prince,
Richardson, Ala.
Robinson, Ind.
Sherman,

Smith, H. C.

NOT VOTING—92.

Acheson,
Adams,
Bell,
Bellamy,
Belmont,
Bingham,
Bowersock,
Bowie,
Brantley,
Bristow,
Brownlow,
Burgess,
Burnett,
Caldwell,
Cannon,
Cochran,
Connell,
Conry,
Cooney,
Cooper, Wis.
Corliss,
Creamer,

Davey, La.
Davis, Fla.
Edwards,
Elliott,
Fleming,
Fox,
Gilbert,
Gill,
Gillett, Mass.
Glass,
Glenn,
Graham,
Green, Pa.
Griffith,
Hanbury,
Haugen,
Henry, Miss.
Hill,
Howard,
Jett,
Kleberg,
Knox,
Lassiter,

Lindsay,
Lond,
McDermott,
Maddox,
Maynard,
Metcalf,
Meyer, La.
Naphen,
Neville,
Newlands,
Norton,
Patterson, Pa.
Patterson, Tenn.
Pierce,
Powers, Me.
Pugsley,
Ransdell, La.
Reid,
Robertson, La.
Robinson, Nebr.
Ruppert,
Scarborough,
Shafroth,

Shelden,
Skiles,
Southard,
Sparkman,
Sperry,
Metcalf,
Steele,
Stewart, N. J.
Storm,
Sulzer,
Sutherland,
Swann,
Swanson,
Talbert,
Tayler, Ohio
Thayer,
Tompkins, N. Y.
Tompkins, Ohio
Wadsworth,
Watson,
Wheeler,
Wilson,
Wooten.

So the previous question was ordered.

Mr. BABCOCK. Mr. Speaker, I desire to know how I am recorded.

The SPEAKER. The gentleman is not recorded.

Mr. BABCOCK. I desire to be recorded.

The SPEAKER. Was the gentleman present, in his seat, and listening when his name should have been called and failed to hear it?

Mr. BABCOCK. I was.

The SPEAKER. Call the gentleman's name.

The Clerk called the name of Mr. BABCOCK, and he answered "aye," as above recorded.

Mr. ROBINSON of Indiana. Mr. Speaker, I find that I am paired with the gentleman from Connecticut, Mr. HILL. I desire to withdraw my vote of "no" and be marked "present."

The Clerk called the name of Mr. ROBINSON of Indiana, and he answered "present," as above recorded.

The following additional pairs were announced:

For the session:

Mr. BROWNLOW with Mr. PIERCE.

Until further notice:

Mr. EMERSON with Mr. GILBERT.

Mr. HILL with Mr. ROBINSON of Indiana.

Mr. BRISTOW with Mr. LINDSAY.

Mr. PATTERSON of Pennsylvania with Mr. RICHARDSON of Alabama.

For the balance of this day:

Mr. WATSON with Mr. ROBERTSON of Louisiana.

Mr. HENRY C. SMITH with Mr. SULZER.

Mr. SHELLEN with Mr. MADDOX.

Mr. WADSWORTH with Mr. ELLIOTT.

The result of the vote was then announced as above recorded.

The SPEAKER. The question now is on agreeing to the conference report.

As the question was being put,
Mr. RICHARDSON of Tennessee. Mr. Speaker, I demand the yeas and nays.

The yeas and nays were ordered.

The question was taken; and there were—yeas 206, nays 17, answered "present" 12, not voting 116; as follows:

YEAS—206.

Adamson,	Douglas,	Kahn,	Pearre,
Alexander,	Dovener,	Kehoe,	Perkins,
Allen, Ky.	Draper,	Kern,	Powers, Mass.
Allen, Me.	Driscoll,	Ketcham,	Randell, Tex.
Aplin,	Dwight,	Kitchin, Claude	Reeder,
Babcock,	Eddy,	Kitchin, Wm. W.	Reeves,
Ball, Del.	Emerson,	Klutz,	Robb,
Ball, Tex.	Esch,	Knapp,	Roberts,
Bankhead,	Evans,	Kyle,	Ryan,
Barney,	Feely,	Lacey,	Schirm,
Bartholdt,	Finley,	Landis,	Shattuc,
Bates,	Fitzgerald,	Latimer,	Shelden,
Beidler,	Flanagan,	Lawrence,	Showalter,
Billmeyer,	Fletcher,	Lessler,	Sibley,
Bishop,	Flood,	Lester,	Slayden,
Blackburn,	Foerderer,	Lever,	Smith, Ill.
Boreing,	Fordney,	Lewis, Pa.	Smith, Iowa
Boutell,	Foss,	Little,	Smith, S. W.
Bowersock,	Foster, Vt.	Littlefield,	Smith, Wm. Alden
Brandegge,	Gaines, Tenn.	Livingston,	Snodgrass,
Breazeale,	Gardner, Mass.	Lloyd,	Snook,
Brick,	Gardner, Mich.	Long,	Southard,
Broussard,	Gardner, N. J.	Loudenslager,	Southwick,
Brown,	Gibson,	McAndrews,	Stark,
Brundidge,	Gillet, N. Y.	McCleary,	Steele,
Bull,	Goldfogle,	McClellan,	Stevens, Minn.
Burgess,	Gordon,	McCulloch,	Stewart, N. Y.
Burke, S. Dak.	Greene, Mass.	McLachlan,	Sulzer,
Burkett,	Griggs,	Maddox,	Tawney,
Burleigh,	Grosvenor,	Mahoney,	Thomas, Iowa
Burleson,	Hamilton,	Marshall,	Thomas, N. C.
Burton,	Haskins,	Mercer,	Thompson,
Butler,	Heatwole,	Mickey,	Tirrell,
Candler,	Hedge,	Miers, Ind.	Tompkins, Ohio
Capron,	Hemenway,	Miller,	Underwood,
Cassel,	Henry, Tex.	Minor,	Vandiver,
Clark,	Hepburn,	Mondell,	Van Voorhis,
Clayton,	Hitt,	Moody,	Vreeland,
Conner,	Holliday,	Morgan,	Wadsworth,
Cromer,	Hooker,	Morris,	Wagoner,
Crumpacker,	Hopkins,	Moss,	Wanger,
Currier,	Howell,	Mudd,	Warnock,
Curtis,	Hughes,	Mutchler,	Weeks,
Cushman,	Hull,	Mutcher,	Wiley,
Dahle,	Irwin,	Needham,	Williams, Ill.
Dalzell,	Jack,	Nevin,	Williams, Miss.
Darragh,	Jackson, Kans.	Newlands,	Woods,
Davidson,	Jackson, Md.	Olmsted,	Wright,
Deemer,	Jenkins,	Otjen,	Young,
Dick,	Jones, Va.	Overstreet,	Zenor.
Dinsmore,	Jones, Wash.	Parker,	
Dougherty,	Joy,	Payne,	

NAYS—17.

Benton,	Pou,	Selby,	Tate,
De Armond,	Rhea,	Sheppard,	Trimble.
Gooch,	Richardson, Tenn.	Sims,	
McRae,	Rixey,	Smith, Ky.	
Padgett,	Russell,	Stephens, Tex.	

ANSWERED "PRESENT"—12.

Bartlett,	Foster, Ill.	Mann,	Robinson, Ind.
Cassingham,	Johnson,	Morrell,	Shackelford,
Dayton,	Lamb,	Prince,	Sherman.

NOT VOTING—116.

Acheson,	Davey, La.	Lassiter,	Ruppert,
Adams,	Davis, Fla.	Lewis, Ga.	Scarborough,
Bell,	Edwards,	Lindsay,	Scott,
Bellamy,	Elliott,	Littauer,	Shafroth,
Belmont,	Fleming,	Loud,	Shallenberger,
Bingham,	Fowler,	Loving,	Skiles,
Blakeney,	Fox,	McCall,	Small,
Bowie,	Gaines, W. Va.	McDermott,	Smith, H. C.
Brantley,	Gilbert,	McLain,	Sparkman,
Bristow,	Gill,	Mahon,	Sperry,
Bromwell,	Gillett, Mass.	Martin,	Spight,
Brownlow,	Glass,	Maynard,	Stewart, N. J.
Burk, Pa.	Glenn,	Metcalf,	Storm,
Burnett,	Graft,	Meyer, La.	Sulloway,
Calderhead,	Graham,	Napen,	Sutherland,
Caldwell,	Green, Pa.	Neville,	Swann,
Cannon,	Griffith,	Norton,	Swanson,
Cochran,	Grow,	Palmer,	Talbert,
Connell,	Hanbury,	Patterson, Pa.	Taylor, Ohio
Conry,	Haugen,	Patterson, Tenn.	Taylor, Ala.
Coombs,	Hay,	Pierce,	Thayer,
Cooney,	Henry, Conn.	Powers, Me.	Tompkins, N. Y.
Cooper, Tex.	Henry, Miss.	Pugsley,	Wachter,
Cooper, Wis.	Hildebrandt,	Ransdell, La.	Warner,
Corliss,	Hill,	Reid,	Watson,
Cousins,	Howard,	Richardson, Ala.	Wheeler,
Cowherd,	Jett,	Robertson, La.	White,
Creamer,	Kleberg,	Robinson, Nebr.	Wilson,
Crowley,	Knox,	Rucker,	Wooten.

So the report of the committee of conference was agreed to.
The following additional pairs were announced:

Until further notice:

Mr. METCALF with Mr. WHEELER.

Mr. GILLET with Mr. MASSACHUSETTS with Mr. COOPER of Texas.

For the balance of day:

Mr. ADAMS with Mr. McDERMOTT.

Mr. POWERS of Maine with Mr. NORTON.

Mr. BLAKENEY with Mr. REID.

Mr. HENRY of Connecticut with Mr. REID.

Mr. SCOTT with Mr. LEWIS of Georgia.

Until 6 p. m. to-day:

Mr. GROW with Mr. BARTLETT.

On this vote:

Mr. MAHON with Mr. SMALL.

The result of the vote was announced as above stated.

MILITARY ACADEMY APPROPRIATION BILL.

The SPEAKER. The Chair lays before the House, with amendments of the Senate, the Military Academy appropriation bill.

The Senate amendments were read.

The SPEAKER. The question is, Will the House disagree to the amendments of the Senate en bloc and ask a conference with the Senate?

The question was put.

The SPEAKER. The ayes appear to have it.

Mr. RICHARDSON of Tennessee. I ask for a division.

Mr. HULL. I ask for the yeas and nays.

The yeas and nays were ordered.

The question was taken; and there were—yeas 206, nays 5, answered "present" 16, not voting 124; as follows:

YEAS—206.

Adamson,	Douglas,	Knapp,	Robinson, Ind.
Alexander,	Draper,	Kyle,	Rucker,
Allen, Me.	Driscoll,	Lacey,	Russell,
Aplin,	Dwight,	Landis,	Ryan,
Babcock,	Eddy,	Lawrence,	Schirm,
Ball, Del.	Esch,	Lessler,	Selby,
Barney,	Evans,	Lewis, Pa.	Shallenberger,
Bartholdt,	Feely,	Littauer,	Sheppard,
Bates,	Fitzgerald,	Little,	Showalter,
Billmeyer,	Flanagan,	Littlefield,	Sibley,
Bishop,	Fletcher,	Livingston,	Sims,
Blackburn,	Flood,	Lloyd,	Slayden,
Boreing,	Foerderer,	Long,	Smith, Ill.
Boutell,	Fordney,	Loudenslager,	Smith, Iowa
Bowersock,	Foss,	Lovering,	Smith, S. W.
Brandegge,	Fowler,	McCall,	Smith, Wm. Alden
Breazeale,	Gaines, Tenn.	McCleary,	Snodgrass,
Brick,	Gaines, W. Va.	McClellan,	Snook,
Broussard,	Gardner, Mass.	McLachlan,	Southard,
Brown,	Gardner, Mich.	Mahon,	Southwick,
Bull,	Gardner, N. J.	Mahoney,	Stark,
Burk, Pa.	Gibson,	Marshall,	Steele,
Burke, S. Dak.	Goldfogle,	Martin,	Stevens, Minn.
Burkett,	Gooch,	Mercer,	Stewart, N. Y.
Burleigh,	Gordon,	Mickey,	Sulloway,
Burleson,	Graff,	Miers, Ind.	Swanson,
Burton,	Greene, Mass.	Miller,	Tate,
Butler,	Grosvenor,	Minor,	Tawney,
Candler,	Hamilton,	Mondell,	Thomas, Iowa
Capron,	Hay,	Moody,	Thomas, N. C.
Cassel,	Heatwole,	Morgan,	Thompson,
Clark,	Hedge,	Morris,	Tirrell,
Clayton,	Hemenway,	Moss,	Trimble,
Conner,	Henry, Conn.	Mudd,	Underwood,
Coombs,	Henry, Tex.	Mutchler,	Vandiver,
Cooper, Wis.	Hepburn,	Needham,	Van Voorhis,
Cousins,	Hill,	Nevin,	Vreeland,
Cowherd,	Hitt,	Olmsted,	Wachter,
Cromer,	Holliday,	Otjen,	Wagoner,
Crowley,	Hopkins,	Overstreet,	Wanger,
Crumpacker,	Howell,	Padgett,	Warner,
Currier,	Hughes,	Palmer,	Warnock,
Curtis,	Hull,	Payne,	Weeks,
Cushman,	Irwin,	Pearre,	Wiley,
Dahle,	Jackson, Kans.	Perkins,	Williams, Ill.
Dalzell,	Jackson, Md.	Powers, Mass.	Williams, Miss.
Darragh,	Jenkins,	Randell, Tex.	Woods,
Davidson,	Jones, Wash.	Reeder,	Wright,
De Armond,	Joy,	Reeves,	Young,
Dick,	Kahn,	Richardson, Tenn.	Zenor.
Dinsmore,	Kitchin, Wm. W.	Robb,	
Dougherty,	Klutz,	Roberts,	

NAYS—5.

Ball, Tex.	Benton,	Hooker,	Jones, Va.
Bankhead,			

ANSWERED "PRESENT"—16.

Bartlett,	Emerson,	Ketcham,	Prince,
Brundidge,	Foster, Vt.	Mann,	Shackelford,
Calderhead,	Haskins,	Morrell,	Sherman,
Dayton,	Jack,	Patterson, Pa.	Taylor, Ohio.

NOT VOTING—124.

Acheson,	Burnett,	Edwards,	Griggs,
Adams,	Caldwell,	Elliott,	Grow,
Allen, Ky.	Cannon,	Finley,	Hanbury,
Beidler,	Cassingham,	Fleming,	Haugen,
Bell,	Cochran,	Foster, Ill.	Henry, Miss.
Bellamy,	Connell,	Fox,	Hildebrandt,
Belmont,	Conry,	Gilbert,	Howard,
Bingham,	Cooney,	Gill,	Jett,
Blakeney,	Cooper, Tex.	Gillet, N. Y.	Johnson,
Bowie,	Corliss,	Gillett, Mass.	Kehoe,
Brantley,	Creamer,	Glass,	Kern,
Bristow,	Davey, La.	Glenn,	Kitchin, Claude
Brownlow,	Davis, Fla.	Graham,	Kleberg,
Burgess,	Deemer,	Green, Pa.	Knox,
	Dovener,	Griffith,	Lamb.

Lassiter,
Latimer,
Lester,
Lever,
Lewis, Ga.
Lindsay,
Loud,
McAndrews,
McCulloch,
McDermott,
McLain,
McRae,
Maddox,
Maynard,
Metcalf,
Meyer, La.

Moon,
Naphen,
Neville,
Newlands,
Norton,
Parker,
Patterson, Tenn.
Pierce,
Pou,
Powers, Me.
Pugsley,
Ransdell, La.
Reid,
Richardson, Ala.
Rixey,

Robertson, La.
Robinson, Nebr.
Ruppert,
Scarborough,
Scott,
Shafroth,
Shattuc,
Shelden,
Skiles,
Small,
Smith, Ky.
Smith, H. C.
Sparkman,
Sperry,
Spight,
Stephens, Tex.

Stewart, N. J.
Storm,
Sulzer,
Sutherland,
Swann,
Talbert,
Taylor, Ala.
Thayer,
Tompkins, N. Y.
Tompkins, Ohio
Wadsworth,
Watson,
Wheeler,
White,
Wilson,
Wooten.

So the amendments of the Senate were disagreed to, and it was ordered that a conference with the Senate be requested.

The following additional pairs were announced:

For the balance of day:

Mr. STORM with Mr. STEPHENS of Texas.

Mr. HASKINS with Mr. LAMB.

Mr. WADSWORTH with Mr. ALLEN of Kentucky.

Mr. KETCHAM with Mr. MOON.

Mr. BEIDLER with Mr. RHEA.

Mr. ACHESON with Mr. HENRY of Texas.

Mr. GILLET of New York with Mr. MCRAE.

Mr. DEEMER with Mr. MCCULLOCH.

Mr. FOSTER of Vermont with Mr. POU.

The result of the vote was announced as above recorded; and the Speaker thereupon appointed Mr. HULL, Mr. PARKER, and Mr. SULZER as conferees on the part of the House.

RECESS.

Mr. PAYNE. I move that the House take a recess until 11 o'clock to-morrow morning.

The SPEAKER proceeded to put the question on the motion of Mr. PAYNE.

Mr. RICHARDSON of Tennessee. I call for a division.

The SPEAKER proceeded to take the vote.

Mr. RICHARDSON of Tennessee. Pending the count, I demand the yeas and nays.

The yeas and nays were ordered.

Mr. RICHARDSON of Tennessee. I rise to a parliamentary inquiry, Mr. Speaker. Under the new rule adopted to-day, does the Chair hold that a motion for a recess takes priority over a motion to adjourn?

The SPEAKER. He does.

Mr. RICHARDSON of Tennessee. And if we vote down this motion for a recess, then a motion to adjourn will be in order?

The SPEAKER. Well, we will cross that bridge when we come to it. [Laughter.]

The question was taken; and there were—yeas 151, nays 64, answered "present" 13, not voting 123; as follows:

YEAS—151.

Adams,
Allen, Me.
Aplin,
Ball, Del.
Barney,
Bartholdt,
Bates,
Bishop,
Blackburn,
Boreing,
Bowersock,
Brandegge,
Brick,
Bristow,
Brown,
Bull,
Burk, Pa.
Burke, S. Dak.
Burkett,
Burleigh,
Burton,
Butler,
Cannon,
Capron,
Cassel,
Conner,
Coombs,
Cousins,
Cromer,
Crumpacker,
Currier,
Curtis,
Cushman,
Dahle,
Dalzell,
Darragh,
Davidson,
Deemer,

Dick,
Dovener,
Draper,
Driscoll,
Eddy,
Esch,
Evans,
Fletcher,
Foerderer,
Fordney,
Foss,
Fowler,
Gaines, W. Va.
Gardner, Mass.
Gardner, Mich.
Gardner, N. J.
Gibson,
Gillett, N. Y.
Gillett, Mass.
Graff,
Greene, Mass.
Grosvenor,
Hamilton,
Haskins,
Heatwole,
Hedge,
Hemenway,
Hepburn,
Hildebrandt,
Hill,
Hitt,
Holliday,
Hopkins,
Howell,
Hughes,
Hull,
Irwin,
Jack,

Jackson, Md.
Jenkins,
Jones, Wash.
Joy,
Kahn,
Knapp,
Kyle,
Lacey,
Landis,
Lawrence,
Lessler,
Lewis, Pa.
Littauer,
Littlefield,
Long,
Loud,
Loudenslager,
Loving,
McCall,
McCleary,
McLachlan,
Mahon,
Marshall,
Martin,
Mercer,
Miller,
Minor,
Mondell,
Moody,
Morgan,
Morrell,
Morris,
Moss,
Mudd,
Needham,
Nevin,
Olmsted,
Otjen,

Overstreet,
Palmer,
Parker,
Payne,
Pearre,
Perkins,
Powers, Me.
Powers, Mass.
Reeder,
Reeves,
Roberts,
Schirm,
Showalter,
Sibley,
Smith, Ill.
Smith, Iowa
Smith, S. W.
Smith, Wm. Alden.
Southard,
Southwick,
Steele,
Stevens, Minn.
Stewart, N. Y.
Sulloway,
Tawney,
Thomas, Iowa
Tirrell,
Van Voorhis,
Vreeland,
Wachter,
Wadsworth,
Wagoner,
Wanger,
Warner,
Weeks,
Woods,
Wright.

NAYS—64.

Adamson,
Ball, Tex.
Bankhead,
Benton,
Billmeyer,
Breaazeale,

Broussard,
Brundidge,
Burgess,
Burleson,
Candler,
Clark,

Clayton,
Cowherd,
Crowley,
De Armond,
Dougherty,
Feely,

Fitzgerald,
Flanagan,
Flood,
Gaines, Tenn.
Goldfogle,
Gooch,

Gordon,
Hay,
Jackson, Kans.
Jones, Va.
Kitchin, Claude
Kitchin, Wm. W.
Klutz,
Little,
Livingston,
Lloyd,

Bartlett,
Boutell,
Dayton,
Emerson,

Acheson,
Alexander,
Allen, Ky.
Babcock,
Beidler,
Bell,
Bellamy,
Belmont,
Bingham,
Blakeney,
Bowie,
Brantley,
Bromwell,
Brownlow,
Burnett,
Calderhead,
Caldwell,
Cassingham,
Cochran,
Connell,
Conry,
Cooney,
Cooper, Tex.
Cooper, Wis.
Corliss,
Creamer,
Davey, La.
Davis, Fla.
Dismore,
Douglas,
Dwight,

McAndrews,
McClellan,
Mickey,
Miers, Ind.
Mutchler,
Randell, Tex.
Richardson, Tenn.
Robb,
Robinson, Ind.
Rucker,

ANSWERED "PRESENT"—13.
Foster, Ill.
Foster, Vt.
Ketcham,
Mann,

Edwards,
Elliott,
Finley,
Fleming,
Fox,
Gilbert,
Gill,
Glass,
Glenn,
Graham,
Green, Pa.
Griffith,
Griggs,
Grow,
Hanbury,
Hansen,
Henry, Conn.
Henry, Miss.
Henry, Tex.
Hooker,
Howard,
Jett,
Johnson,
Kehoe,
Kern,
Kleberg,
Knox,
Lamb,
Lassiter,
Latimer,
Lester,
Scott,

Russell,
Ryan,
Sclay,
Shackleford,
Sheppard,
Sims,
Slayden,
Small,
Snodgrass,
Snook,

Metcalf,
Patterson, Pa.
Prince,
Sherman,

Lever,
Lewis, Ga.
Lindsay,
McCulloch,
McDermott,
McLain,
McRae,
Maddox,
Mahoney,
Maynard,
Meyer, La.
Moon,
Naphen,
Neville,
Newlands,
Norton,
Padgett,
Patterson, Tenn.
Pierce,
Pou,
Pugsley,
Ransdell, La.
Reid,
Rhea,
Richardson, Ala.
Rixey,
Robertson, La.
Robinson, Nebr.
Ruppert,
Scarborough,
Scott,

Stark,
Swanson,
Tate,
Thompson,
Underwood,
Vandiver,
Wiley,
Williams, Ill.
Williams, Miss.
Zenor.

Taylor, Ohio

NOT VOTING—123.

Shafroth,
Shallenberger,
Shattuc,
Shelden,
Skiles,
Smith, Ky.
Smith, H. C.
Sparkman,
Sperry,
Spight,
Stephens, Tex.
Stewart, N. J.
Storm,
Sulzer,
Sutherland,
Swann,
Talbert,
Taylor, Ala.
Thayer,
Thomas, N. C.
Tompkins, N. Y.
Tompkins, Ohio
Trimble,
Warnock,
Watson,
Wheeler,
White,
Wilson,
Wooten,
Young.

The following additional pairs were announced:

Mr. ALEXANDER with Mr. THOMAS of North Carolina.

Mr. BOUTELL with Mr. GRIGGS.

The result of the vote was announced as above recorded.

So the motion was agreed to; and accordingly (at 6 o'clock and 46 minutes p. m.) the House was declared in recess until 11 o'clock to-morrow.

REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS.

Under clause 2 of Rule XIII, bills and resolutions of the following titles were severally reported from committees, delivered to the Clerk, and referred to the several Calendars therein named, as follows:

Mr. HEMENWAY, from the Committee on Appropriations, to which was referred the bill of the House (H. R. 17520) making appropriations for the Department of Commerce and Labor for the fiscal years 1903 and 1904, reported the same without amendment, accompanied by a report (No. 3868); which said bill and report were referred to the Committee of the Whole House on the state of the Union.

Mr. STEVENS, from the Committee on Military Affairs, to which was referred the bill of the House (H. R. 17503) authorizing and empowering the Secretary of War to locate a right of way for and granting the same and a right to operate and maintain a line of railroad through the Vancouver Barracks and Military Reservation, in the State of Washington, to the Northern Pacific Railway Company, reported the same with amendments, accompanied by a report (No. 3870); which said bill and report were referred to the Committee of the Whole House on the state of the Union.

Mr. HEATWOLE, from the Committee on Printing, to which was referred the bill of the House (H. R. 17522) providing for the purchase by and on behalf of the United States of the right to use the Daniel or some other process of producing engraved plates, reported the same without amendment, in lieu of H. R. 9509, accompanied by a report (No. 3871); which said bill and report were referred to the Committee of the Whole House on the state of the Union.

Mr. CLAYTON, from the Committee on the Judiciary, to which was referred the bill of the Senate (S. 7069) for the appointment of an additional judge in the Indian Territory, reported the same without amendment, accompanied by a report (No. 3872); which said bill and report were referred to the Committee of the Whole House on the state of the Union.

Mr. FORDNEY, from the Committee on the Public Lands, to which was referred the bill of the House (H. R. 17481) authorizing the recorder of the General Land Office to issue certified copies of patents, records, books, and papers, reported the same without

amendment, accompanied by a report (No. 3873); which said bill and report were referred to the House Calendar.

Mr. PARKER, from the Committee on the Judiciary, to which was referred the bill of the Senate (S. 7412) to amend the second section of an act entitled "An act providing that the circuit court of appeals of the eighth judicial circuit of the United States shall hold at least one term of said court annually in the city of Denver, in the State of Colorado, or in the city of Cheyenne, in the State of Wyoming, on the first Monday in September in each year, and at the city of St. Paul, in the State of Minnesota, on the first Monday in May in each year," approved June 9, 1902, reported the same without amendment, accompanied by a report (No. 3874); which said bill and report were referred to the House Calendar.

Mr. MONDELL, from the Committee on Military Affairs, to which was referred the resolution of the House (H. J. Res. 269) providing for the transfer of certain military rolls and records from the Interior Department to the War Department, reported the same with amendment, accompanied by a report (No. 3876); which said resolution and report were referred to the House Calendar.

Mr. CONNER, from the Committee on the Library, to which was referred the joint resolution of the Senate (S. R. 30) for the erection of a monument to the memory of Dorothea Lynde Dix, reported the same without amendment, accompanied by a report (No. 3877); which said bill and report were referred to the Committee of the Whole House on the state of the Union.

Mr. McCLEARY, from the Committee on the Library, to which was referred the bill of the Senate (S. 4980) to incorporate the American Academy at Rome, reported the same without amendments, accompanied by a report (No. 3879); which said bill and report were referred to the House Calendar.

Mr. BABCOCK, from the Committee on the District of Columbia, to which was referred the bill of the Senate (S. 6421) to amend an act entitled "An act to amend an act entitled 'An act relating to tax sales and taxes in the District of Columbia,'" approved May 13, 1892, reported the same without amendment, accompanied by a report (No. 3880); which said bill and report were referred to the House Calendar.

Mr. KAHN, from the Committee on the Judiciary, to which was referred the bill of the House (H. R. 17499) to provide for the appointment of a district judge for the western judicial district of South Carolina, and for other purposes, reported the same without amendment, accompanied by a report (No. 3881); which said bill and report were referred to the Committee of the Whole House on the state of the Union.

REPORTS OF COMMITTEES ON PRIVATE BILLS AND RESOLUTIONS.

Under clause 2 of Rule XIII, private bills and resolutions of the following titles were severally reported from committees, delivered to the Clerk, and referred to the Committee of the Whole House, as follows:

Mr. SULLOWAY, from the Committee on Invalid Pensions, to which was referred the bill of the Senate (S. 7375) granting an increase of pension to Alfred Woodman, reported the same without amendment, accompanied by a report (No. 3875); which said bill and report were referred to the Private Calendar.

Mr. MONDELL, from the Committee on Military Affairs, to which was referred the bill of the House (H. R. 3575) for the relief of Russell A. McKinley, reported the same with amendment, accompanied by a report (No. 3878); which said bill and report were referred to the Private Calendar.

PUBLIC BILLS, RESOLUTIONS, AND MEMORIALS INTRODUCED.

Under clause 3 of Rule XXII, bills, resolutions, and memorials of the following titles were introduced and severally referred as follows:

By Mr. HEMENWAY, from the Committee on Appropriations: A bill (H. R. 17520) making appropriations for the Department of Commerce and Labor for the fiscal years 1903 and 1904—to the Union Calendar.

By Mr. PAYNE: A bill (H. R. 17521) to raise revenue from the deposits of public money, for the safe-keeping thereof, and for other purposes—to the Committee on Banking and Currency.

By Mr. HEATWOLE, from the Committee on Printing: A bill (H. R. 17522) providing for the purchase by and on behalf of the United States of the right to use the Daniel or some other process of producing engraved plates, as a substitute for H. R. 9509—to the Union Calendar.

Also, a joint resolution (H. J. Res. 281) providing for the printing annually of the Report of the Director of the Office of Experiment Stations, Department of Agriculture—to the Committee on Printing.

By Mr. MERCER: A resolution (H. Res. 472) for the consideration of S. 7414—to the Committee on Rules.

By Mr. HULL: A resolution (H. Res. 473) for the consideration of S. 5437—to the Committee on Rules.

By Mr. BISHOP: A joint resolution of the legislature of Michigan, favoring the passage of H. J. Res. 144—to the Committee on Interstate and Foreign Commerce.

By Mr. FORDNEY: A joint resolution of the legislature of Michigan, favoring the passage of H. J. Res. 144—to the Committee on Railways and Canals.

By Mr. HENRY C. SMITH: A joint resolution of the legislature of Michigan, favoring the passage of H. J. Res. 144—to the Committee on Railways and Canals.

By Mr. SMITH of Arizona: A memorial of the legislature of Arizona, protesting against ceding any part of that Territory to Utah—to the Committee on the Territories.

By Mr. DARRAGH: A resolution of the legislature of Michigan, relative to a monument to Charles Vernon Gridley—to the Committee on the Library.

Also, a memorial of the legislature of Michigan, favoring the passage of H. J. Res. 144—to the Committee on Interstate and Foreign Commerce.

PRIVATE BILLS AND RESOLUTIONS INTRODUCED.

Under clause 1 of Rule XXII, private bills and resolutions of the following titles were introduced and severally referred, as follows:

By Mr. HOWARD: A bill (H. R. 17523) granting an increase of pension to Jasper M. Griggs—to the Committee on Invalid Pensions.

By Mr. SHALLENBERGER: A bill (H. R. 17524) granting an increase of pension to Henry W. Beck—to the Committee on Invalid Pensions.

By Mr. THOMPSON: A bill (H. R. 17525) to pay to the estate of Sampson B. Cloud the sum of \$1,595—to the Committee on War Claims.

Also, a bill (H. R. 17526) to pay the estate of Jerry T. Cloud the sum of \$2,530—to the Committee on War Claims.

Also, a bill (H. R. 17527) to pay the estate of John A. Brown, deceased, the sum of \$10,952 for stores and supplies—to the Committee on War Claims.

Also, a bill (H. R. 17528) to pay the estate of Phillip Lightfoot, deceased, the sum of \$1,812 for stores and supplies—to the Committee on War Claims.

Also, a bill (H. R. 17529) to pay the estate of Mary Daugherty, deceased, the sum of \$1,045 for stores and supplies—to the Committee on War Claims.

Also, a bill (H. R. 17530) to pay the estate of John M. Ellington the sum of \$7,755 for stores and supplies—to the Committee on War Claims.

Also, a bill (H. R. 17531) to pay the estate of Unity E. Greenwood, of Macon County, Ala., the sum of \$4,550—to the Committee on War Claims.

Also, a bill (H. R. 17532) to pay the estate of Robert Mitchell, deceased, the sum of \$129,150 for stores and supplies—to the Committee on War Claims.

By Mr. WILEY: A bill (H. R. 17533) for the relief of the estate of William E. McGehee—to the Committee on War Claims.

By Mr. SMALL: A bill (H. R. 17534) for the relief of James M. Parker—to the Committee on War Claims.

PETITIONS, ETC.

Under clause 1 of Rule XXII, the following petitions and papers were laid on the Clerk's desk and referred as follows:

By Mr. ACHESON: Petition of Turkey Foot Grange, No. 1164, Patrons of Husbandry, of Washington County, Pa., in favor of the Brownlow good-roads bill—to the Committee on Agriculture.

By Mr. BUTLER: Petition of citizens of Eddystone, Pa., in favor of Senate bill 909, providing for the extension of the free mail delivery service—to the Committee on the Post-Office and Post-Roads.

Also, petition of Russellville Grange, No. 91, Patrons of Husbandry, in favor of the bill to create a bureau of public roads—to the Committee on Agriculture.

Also, petition of I. H. Huff and others, opposing the passage of House bill 12002—to the Committee on Interstate and Foreign Commerce.

By Mr. CALDERHEAD: Resolution of the Kansas State Temperance Union, asking for temperance legislation—to the Committee on Alcoholic Liquor Traffic.

Also, petition of T. W. Carlin and other retail druggists of Salina, Kans., in favor of House bill 178, for reduction of tax on distilled spirits—to the Committee on Ways and Means.

By Mr. DARRAGH: Petition of Tom Custer Post, No. 178, Grand Army of the Republic, of Sheridan, Mich., favoring the passage of House bill 17103, providing for the commutation of homestead entries—to the Committee on the Public Lands.

By Mr. FITZGERALD: Resolution of the New York State

Grange, Patrons of Husbandry, urging the passage of House bill 15369, for the creation of a bureau of public roads to provide a system for the permanent improvement of the public highways—to the Committee on Agriculture.

Also, resolutions of Long Island Lodge, No. 13, Sons of Benjamin, Brooklyn, N. Y., condemning the methods in vogue at the immigration bureau at the port of New York regarding the deportation of immigrants—to the Committee on Immigration and Naturalization.

By Mr. GROSVENOR: Protests against the passage of House bill 16457, to amend section 3394 of the Revised Statutes of the United States, relating to tobacco, from the following: William Edwards & Co., of Cleveland, Ohio; Plunkett Jarrell Grocery Company, of Little Rock, Ark.; Joseph Barnes and J. S. Hall & Co., of Cincinnati, Ohio; W. H. I. Hayes, of Boston, Mass.; Charles Hewitt, C. C. Prouty & Co., and Warfield-Pratt-Howell, Company, of Des Moines, Iowa; Krenning Grocery Company, of St. Louis, Mo.; J. N. Pike Company, of Lynn, Mass.; Isaac Eberly Company, of Columbus, Ohio; F. W. Hannahs, of Newark, N. J.; Buck, Reiner Company and Blom Collier Company, of Keokuk, Iowa; Gustin, Cook & Buckley, of Bay City, Mich.; Reynolds, Davis & Co., of Fort Smith, Ark.; Phipps, Penoyer & Co., of Saginaw, Mich.; Kansas City Wholesale Grocery Company, of Kansas City, Mo.; Deis-Fertig Company, of Canal Dover, Ohio; Imperial Cigar Company, of Scranton, Pa.; Griggs, Cooper & Co., of St. Paul, Minn.; and Marshalltown Grocery Company, of Marshalltown, Iowa—to the Committee on Ways and Means.

Also, petition of the Woman's Christian Temperance Union of Colerain, Ohio, for the passage of a bill to forbid the sale of intoxicating liquors in all Government buildings—to the Committee on Alcoholic Liquor Traffic.

Also, petition of citizens of Logan, Ohio, favoring the repeal of the Navy personnel act—to the Committee on Naval Affairs.

By Mr. HEATWOLE: Petitions of citizens of the counties of Nicollet, Lesueur, Sibley, and Scott, Minn., asking for the passage of a bill declaring Minnesota River nonnavigable from its source to the village of Belle Plaine—to the Committee on Rivers and Harbors.

Also, petition of M. G. Eneson and others, of St. Peter, Minn., favoring the passage of a graded-service pension bill—to the Committee on Invalid Pensions.

By Mr. JACKSON of Kansas: Resolutions of the convention of the Western Retail Implement and Vehicle Dealers' Association, in Kansas City, Mo., for the extension of reciprocal trade arrangements with other countries—to the Committee on Ways and Means.

By Mr. LINDSAY: Petition of the Independent Tobacco Manufacturers' Association of the United States, favoring the passage of House bill 16457—to the Committee on Ways and Means.

Also, petition of the New York State Grange, Patrons of Husbandry, in favor of the Brownlow good-roads bill—to the Committee on Agriculture.

Also, resolution of the Army and Navy Union, Brooklyn, N. Y., favoring the passage of Senate bill 65—to the Committee on Naval Affairs.

Also, resolutions of the Grand Army of the Republic, Department of New York, favoring the passage of House bill 14105, giving preference to honorably discharged war veterans in appointments—to the Committee on Reform in the Civil Service.

By Mr. MERCER: Resolutions of U. S. Grant Post, No. 110, Grand Army of the Republic, of Omaha, Nebr., protesting against the erection of a statue of Gen. Robert E. Lee in the Capitol or any other Government building in the city of Washington—to the Committee on the Library.

Also, resolution of the Omaha Central Labor Union, for the repeal of the desert-land law—to the Committee on the Public Lands.

By Mr. METCALF: Resolutions of the Chamber of Commerce of San Francisco, Cal., favoring encouragement of American merchant marine—to the Committee on the Merchant Marine and Fisheries.

By Mr. OTJEN: Resolutions of the Department of Wisconsin, Grand Army of the Republic, urging the passage of House bill 14105, giving preference to honorably discharged war veterans in appointments—to the Committee on Reform in the Civil Service.

By Mr. RYAN: Resolution of Liberty Lodge, No. 2, Car Workers' Association, of Buffalo, N. Y., for the repeal of the desert-land law—to the Committee on the Public Lands.

By Mr. SHALLENBERGER: Affidavit to accompany House bill for increase of pension of Jesse Clark—to the Committee on Invalid Pensions.

Also, resolutions of Central Labor Union, of Omaha, Nebr., for the repeal of the desert-land law—to the Committee on the Public Lands.

By Mr. SULZER: Petition of New York Plate Printers' Union, No. 5, urging the passage of House bill 3076, for an eight-hour law—to the Committee on Labor.

SENATE.

SATURDAY, February 28, 1903.

The Senate met at 11 o'clock a. m.

Prayer by Rev. F. J. PRETTYMAN, of the city of Washington. The Secretary proceeded to read the Journal of yesterday's proceedings, when, on request of Mr. McCUMBER, and by unanimous consent, the further reading was dispensed with.

The PRESIDENT pro tempore. If there be no objection, the Journal will stand approved.

WILLIAM E. B. DAVIS.

The PRESIDENT pro tempore laid before the Senate a communication from the Attorney-General, transmitting, in response to a resolution of the 25th instant, a judgment rendered against the United States by the United States circuit court for the northern district of Alabama in the case of William E. B. Davis, \$332.50; which, with the accompanying paper, was referred to the Committee on Appropriations, and ordered to be printed.

INDIAN DEPREDAATION CLAIMS.

The PRESIDENT pro tempore laid before the Senate a communication from the Attorney-General, transmitting, in further response to a resolution of the 25th instant, a list of judgments rendered by the Court of Claims in favor of claimants in Indian depredation cases; which, with the accompanying paper, was referred to the Committee on Appropriations, and ordered to be printed.

ENTOMOLOGICAL INVESTIGATIONS.

The PRESIDENT pro tempore laid before the Senate a communication from the Secretary of the Treasury, transmitting a letter from the Secretary of Agriculture, submitting an estimate of deficiency in the appropriation for entomological investigations for the fiscal year 1903, \$3,013.18; which, with the accompanying paper, was referred to the Committee on Appropriations, and ordered to be printed.

LIST OF JUDGMENTS.

The PRESIDENT pro tempore laid before the Senate a communication from the Secretary of the Treasury, transmitting, in further compliance with the resolution of the 25th instant, a list of judgments rendered by the Court of Claims amounting to \$2,963.04, etc.; which, with the accompanying paper, was referred to the Committee on Appropriations, and ordered to be printed.

LIST OF CLAIMS.

The PRESIDENT pro tempore laid before the Senate a communication from the Secretary of the Treasury, transmitting in further compliance with the resolution of the 25th instant, additional lists of claims allowed by the accounting officers of the Treasury amounting to \$8,735.66; which, with the accompanying papers, was referred to the Committee on Appropriations, and ordered to be printed.

MESSAGE FROM THE HOUSE.

A message from the House of Representatives, by Mr. W. J. BROWNING, its Chief Clerk, announced that the House had disagreed to the amendments of the Senate to the bill (H. R. 16970) making appropriations for the support of the Military Academy for the fiscal year ending June 30, 1904, and for other purposes; asks a conference with the Senate on the disagreeing votes of the two Houses thereon, and had appointed Mr. HULL, Mr. PARKER, and Mr. SULZER managers at the conference on the part of the House.

The message also announced that the House had disagreed to the amendments of the Senate to the bill (H. R. 17288) making appropriations for the naval service for the fiscal year ending June 30, 1904, and for other purposes; asks a conference with the Senate on the disagreeing votes of the two Houses thereon, and had appointed Mr. FOSS, Mr. DAYTON, and Mr. TATE managers at the conference on the part of the House.

ENROLLED BILLS SIGNED.

The message further announced that the Speaker of the House had signed the following enrolled bills; and they were thereupon signed by the President pro tempore:

A bill (H. R. 304) granting an increase of pension to George M. Duffy;

A bill (H. R. 659) granting an increase of pension to Winfield Pierce;

A bill (H. R. 700) granting an increase of pension to Eben Slawson;

A bill (H. R. 833) granting an increase of pension to George H. Van Deusen;

A bill (H. R. 942) granting a pension to George R. Dougherty;

A bill (H. R. 962) granting a pension to Rodney W. Anderson;

A bill (H. R. 1016) granting a pension to Charles S. F. Hilton;

A bill (H. R. 1062) granting an increase of pension to Elias P. Stearns;